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**TOWN COUNCIL MEETING**  
**Jamestown Town Hall**  
**Rosamond A. Tefft Council Chambers**  
**93 Narragansett Avenue**  
**Monday, March 7, 2022**  
**5:45 P.M.**

**THIS MEETING WILL BE CONDUCTED IN PERSON ONLY.**

**THIS MEETING WILL BE LIVE STREAMED:** To view the meeting with no interaction:  
<http://158.123.195.41/OTRMedia/Town2020/Others2020/StreamPrimJtown.html>

*The public is welcome to participate in this Town Council meeting. Open Forum offers citizens the opportunity to clarify an item on the agenda, address items not on the agenda, or comment on a communication or Consent Agenda item. Citizens are welcome to speak to the subject of a Public Hearing, and are allowed to speak at the discretion of the Council President or a majority of Councilors present, or at other times during the meeting, in particular during New or Unfinished Business.*

*Anyone wishing to speak should use the microphone at the front of the room, stating their name and address for the record; comments must be addressed to the Council, not the audience. It is the Town Council's hope that citizens and Councilors alike will be respectful of each other's right to speak, tolerant of different points of view, and mindful of everyone's time.*

*Attachments for items on this meeting agenda are available to the public on the Town website at:*  
<http://www.jamestownri.gov/town-government/town-council/town-council-meetings-minutes/2021-meetings-minutes/2021-meetings/-fsiteid-1>

**I. TOWN COUNCIL SPECIAL SESSION: The Jamestown Town Council will meet in special session to conduct interviews of applicants for the Board/Committee/Commission vacancies as follows:**

TIME	NAME	Board/Committee/Commission
5:45	Nancy Kolman Ventrone	Board of Canvassers
6:00	Linda Jamison	Board of Canvassers
6:15	George Newman	Board of Canvassers

**II. ADJOURNMENT OF SPECIAL SESSION**

**The Town Council's Open Meeting will begin at 6:30 pm**

**III. ROLL CALL**

**IV. CALL TO ORDER, PLEDGE OF ALLEGIANCE**

## V. OPEN FORUM

*Comments are not limited to items on this agenda. However, items not on this agenda will only be heard and not acted upon by the Town Council. Note: Section 42-46-6 of the Open Meetings Act, and Department of the Attorney General Advisory Opinions relevant to this item on any public body meeting agenda specifically prohibits the Town Council from discussing, considering or acting on any topic, statement or question presented. The Town Council may, if warranted, refer such matters to an appropriate committee, to another body or official, or post the matter for consideration at a properly-noticed, future meeting.*

- A) Scheduled request to address
- B) Non-scheduled request to address

## VI. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS AND PROCLAMATIONS

- A) Review, Discussion and/or Act regarding a Proclamation declaring April 29, 2022 as Arbor Day in the Town of Jamestown
- B) Brown University Capstone Project presentation on the Town of Jamestown Cyber Security assessment

## VII. PUBLIC HEARINGS, LICENSES AND PERMITS

*The Town Council will review each license application and vote on it individually. All approvals for licenses and permits are subject to the resolution of debts, taxes and appropriate signatures as well as, when applicable, proof of insurance. Review, Discuss and/or Take Action and/or Vote on the following items:*

- A) Event/Entertainment Licenses: Review, Discussion and/or Take Action and/or Vote:
  - 1) Applicant: Conanicut Island Art Association  
 Event Name: 47<sup>th</sup> Annual Summer Member's Show  
 Location: Jamestown Recreation Center  
 Date/time: June 25<sup>th</sup> – July 2<sup>nd</sup>, 10 a.m. to 5p.m.  
 Opening Reception June 29<sup>th</sup>, 6 p.m. to 8 p.m.
  - 2) Applicant: Jamestown Arts Center  
 Event Name: Newport String Project Classical Music Performance  
 Location: Jamestown Arts Center  
 Date/time: March 20, 2022, 3:00 p.m.- 4:00 p.m.

## VIII. UNFINISHED BUSINESS

- A) Review, Discussion and/or Action and/or Vote:
  - 1) Memorandum from Parks and Recreation Director Ray DeFalco with update and decision on whether to proceed with the project on RIDEM grant application for proposed Pickleball Courts

**IX. NEW BUSINESS**

- A) Review, Discussion and/or Action and/or Vote:
  - 1) Overview of the Town Administrator's FY2023 proposed recommended total budget including Town Administration and School Committee
    - a) Discussion of recommended budget by School Committee and amount recommended by Town Administrator's proposed budget
    - b) Schedule dates for Budget Work Sessions and eventual vote to adopt the budget for FY2023 at the Financial Town Meeting
  
- B) Review, Discussion and/or Action and/or Vote:
  - 1) Presentation by Chief Mello and discussion regarding adoption of an Entertainment Ordinance
  
- C) Review, Discussion and/or Action and/or Vote at the request of Vice President Meagher the request by the Jamestown Affordable Housing Committee
  - 1) Increase the Town of Jamestown annual investment to the Jamestown Affordable Housing Trust Fund from \$75,000 to not less than \$225,000
  - 2) Establish an ordinance that sets into local law the annual amount to the Jamestown Affordable Housing Trust Fund commensurate with Town's share of the State Real Estate Conveyance Tax. Voting language suggested: "The Town Council shall make an annual appropriation from the unrestricted fund balance to the Affordable Housing Trust Fund of an amount at least equal to half of the Town's share of the Real Estate Conveyance Tax receipts, but not less than \$225,000 annually, whichever amount is greater"
  
- D) Review, Discussion and/or Action and/or Vote:
  - 1) Reinstate the Bike Path Design Committee and coordinate with the Rolling Agenda group on improving "bike-ability / walkability" on State and Town roadways in the Town of Jamestown
    - a) 2008 Bike Path Design Committee Charge
  
- E) Review, Discussion and/or Action and/or Vote regarding the request of the Jamestown Arts Center for permission to exhibit six temporary artworks outside on Town property for the Summer 2022 season
  - 1) Letter to the Town Council requesting permission to use Town properties to host artworks

**X. ORDINANCES, APPOINTMENTS, VACANCIES AND EXPIRING TERMS**

- A) Request to the Town Council for authorization to begin the appointment process for One (1) Board of Canvassers Republican Alternate Member, for the unexpired Six-year term expiring March 2023, pursuant to RIGL § 17-8-1 and RIGL § 17-8-2; review discussion and/or potential action and/or vote
- 1) Memorandum of request of Board of Canvassers Clerk Karen Montoya to contact the Jamestown Republican Town Committee to solicit a list of qualified individuals for Town Council consideration to fill the Board of Canvassers Republican Alternate Member vacancy.
  - 2) RIGL § 17-8-1 and RIGL § 17-8-2

**XI. CONSENT AGENDA**

*An item on the Consent Agenda need not be removed for simple clarification or correction of typographical errors. Approval of the Consent Agenda shall be equivalent to approval of each item as if it had been acted upon separately for review, discussion and/or potential action and/or vote. A Consent Agenda item or items may be removed by the Town Council for review, discussion and/or potential action and or vote.*

- A) Adoption of Town Council Minutes
- 1) February 23, 2022(Regular Meeting)
- B) Minutes of Boards/Commissions/Committees
- 1) Board of Canvassers (December 16, 2021)
  - 2) Jamestown Zoning Board of Review (January 25, 2022)
- C) Tax Assessor's Abatements and Addenda of Taxes

ABATEMENTS TO 2021 TAX ROLL		
02-0096-11	TOWN COUNCIL AGREEMENT	\$1637.25
06-0109-30	TOWN COUNCIL AGREEMENT	\$2024.78
19-0546-30	TOWN COUNCIL AGREEMENT	\$2161.84
TOTAL ABATEMENTS TO 2021 TAX ROLL		<b>\$5823.87</b>
GRAND TOTAL		<b>\$5823.87</b>

- D) Town of Jamestown as an abutter. Town property: Plat 9, Lots 252, 355, 356, & 595
- Application of TPG Marinas Conanicut, LLC, whose property is located at 1 and 3 Ferry Wharf Unit D and E. and further identified as Tax Assessor's Plat 9, Lot 791 (D) and (E) for a Modification to a Special Use Permit granted under Article 6, Special Use Permits and Variances, Section 600 and 602. This application is made pursuant to the provisions of section 82-302, Table 3-1, Permitted Uses of the zoning ordinance. The Applicant seeks to make interior modifications to the property and is requesting modifications to the service and operational hours, entertainment and service conditions from the approval granted September 25, 2013. Said property is located in a CD zone and contains 12,060 square feet.
- E) Joint Pole Petition of The National Grid and Verizon New England, Inc. to move Pole #136 at the intersection of Sloop Street and North Main Road; and Pole #109-

84 across from 747 North Main Road; with recommendation for approval by Public Works Director Michael C. Gray

- F) Authorization for the Town Clerk to Advertise Committee Vacancies
  - 1) Affordable Housing (2) Full Member Vacancies.
  - 2) Fire Department Compensation (1) Citizen- At-Large Vacancy
  - 3) Tax Assessment Board of Review (1) Full Member Vacancy

## **XII. COMMUNICATIONS, PETITIONS, AND PROCLAMATIONS AND RESOLUTIONS FROM OTHER RHODE ISLAND CITIES AND TOWNS**

*The Council may acknowledge any of the listed Communications and Proclamations and Resolutions. Should any member wish to have a conversation on any of the matters, the item will be placed on a future agenda for review, discussion and/or potential action and/or vote.*

- A) Communications Received:
  - 1) Copy of email to: Canvassing Clerk Karen Montoya  
From: Susan Jamison  
Dated: February 28, 2022  
Re: Withdrawing name for consideration to the Board of Canvassers
  - 2) Copy of letter to: Council President Nancy Beye  
From: Mayor of Newport Jeanne-Marie Napolitano  
Dated: February 28, 2022  
Re: 66<sup>th</sup> Annual St. Patrick's Day Parade, Saturday, March 12, 2022
- B) Resolutions From Other Rhode Island Cities and Towns:
  - 1) City of Woonsocket Resolution in Opposition to House Bill 2022-H6638 entitled "An Act Relating to Towns and Cities- Zoning Ordinances
  - 2) Town of Burrillville, Resolution in Opposition to House Bill 2022-H6638 and Senate Bill 2022-S2340 Zoning Ordinances – Prohibits Single-Family Residential Zoning in Municipalities with Populations over Twenty Thousand

## **XIII. EXECUTIVE SESSION**

*The Town Council may seek to enter into Executive Session for review, discussion and/or potential action and/or vote on the following:*

- A) Review, Discussion and/or Action and/or Vote in Executive Session and/or open session pursuant to RIGL § 42-46-5(a) Subsection (2) Collective Bargaining (union contract negotiations NAGE 68 & 69)

## **XIV. ADJOURNMENT**

*Pursuant to RIGL § 42-46-6(c) Notice of this meeting shall be posted on the Secretary of State's website and at the Town Hall and the Jamestown Philomenian Library. Notice is also posted at the Jamestown Police Station and on the Internet at [www.jamestownri.gov](http://www.jamestownri.gov).*

ALL NOTE: If communications assistance is needed or other accommodations to ensure equal participation, please call 1-800-745-5555, or contact the Town Clerk at 401-423-9800, via facsimile to 401-423-7230, or email to [rfagan@jamestownri.net](mailto:rfagan@jamestownri.net) not less than three (3) business days prior to the meeting.

*Posted on the RI Secretary of State website on March 3, 2022*





# TOWN OF JAMESTOWN



## PROCLAMATION OF THE TOWN COUNCIL

No. 2022-2

### ARBOR DAY

**WHEREAS:** Arbor Day is observed throughout the nation and world; and

**WHEREAS:** Trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen, and provide habitat for wildlife; and

**WHEREAS:** Trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and countless other wood products; and

**WHEREAS:** Trees in our town increase property values and enhance the economic vitality of business areas; and

**WHEREAS:** Trees, wherever they are planted, are a source of joy and spiritual renewal; and

**WHEREAS:** Our community has been blessed with a plentiful number and variety of trees which have beautified our landscape and added a touch of nature.

**NOW, THEREFORE,** the Town Council of the Town of Jamestown, Rhode Island does hereby proclaim Friday, April 29, 2022 as **ARBOR DAY IN THE TOWN OF JAMESTOWN**, and does hereby urge all citizens to support efforts to protect our trees and woodlands; and

**FURTHERMORE,** all citizens are urged to plant trees to gladden the hearts and promote the well-being of present and future generations.

By Order of the Jamestown Town Council,

---

Nancy A. Beye, President

IN WITNESS WHEREOF, I hereby attach my hand and the  
Official seal of the Town of Jamestown this 7<sup>th</sup> day of March, 2022.

---

Roberta J. Fagan, Town Clerk





# TOWN OF JAMESTOWN

## One Day Event/Entertainment Application

**\$5.00 Application Fee**

All licenses are issued subject to the resolution of debts, taxes and appropriate signatures  
(This form can be used with or without vendors)

Please complete the following information:

- Seasonal Event
- Parade
- Race:
  - Bicycle/Wheelchair
  - Run/Jog/Walk/Wheelchair
  - Marine Vessel
- Art/Craft Show
- Theatre/Film Production
- Concert
- Miscellaneous Function (please explain)

Name of Event: 47th Annual Summer Member's Show

Date of Event: See Attached Hours of Event: 10AM to 5 PM

Location of Event: Jamestown Rec Center Number of people attending: Varying

Name of Applicant/ Business: Connecticut Island Art Association

Mailing Address: P.O. BOX 229 Business Phone #: [Redacted]

Contact Person: Rick Meli Phone Number: [Redacted]

List the type of entertainment being requested, if applicable (Band, DJ, etc.) Solo Artist (Harp) <sup>on the</sup> <sup>main</sup> <sup>stage</sup>

Who will the event benefit? Connecticut Art Association and the Community.

Type of Operation: (Private, State Sponsored, Non-Profit): NON-PROFIT

R.I. Show Promoter's Permit Number, per RIGL § 44-19-1, (if applicable): \_\_\_\_\_

If the applicant is a Non-Profit organization, is it registered with the State? Yes No

RI Tax ID #: [Redacted]

Number of Vendors/Peddlers: (circle one) N/A 1-10 11-20 21-30 31-40 41-50

*All vendor/peddlers must submit an application to the Town Clerk's Office*

What types of items will be sold at this event? Art, Paintings, Photography, Prints

Will alcohol be provided and/or served at this event? If yes, Alcohol Liability Insurance must be provided Yes No

Will traffic control or a public facility be needed? Yes No  
If yes, please contact the Jamestown Police Department

Note: All applicants must submit a liability insurance policy with coverage in the amount of \$1,000,000 (one million dollars) when using Town owned property, naming the Town of Jamestown as an additional Certificate Holder.

Certificate of insurance: Yes No

If there is additional information for the Town Council that you would like to add please attach separate correspondence.

Signature of Applicant: [Signature]

Please attend the Town Council meeting on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ for Council review.

## Art show dates.

June	23 <sup>th</sup>	10 AM to	5 PM
June	26 <sup>th</sup>	10 AM to	5 PM
June	27 <sup>th</sup>	10 AM to	5 PM
June	28 <sup>th</sup>	10 AM to	5 PM
June	29 <sup>th</sup>	10 AM to	8 PM

Opening Reception 6-8 PM

June	30 <sup>th</sup>	10 AM to	5 PM
July	1 <sup>st</sup>	10 AM to	5 PM
July	2 <sup>nd</sup>	10 AM to	5 PM

Connecticut Island ART Assoc.

Rick Meli contact 401-368-5530



# TOWN OF JAMESTOWN

RECEIVED  
MAY 10 2022 03:14 PM  
Roberta J. Fasan  
TOWN OF JAMESTOWN Town Clerk

## One Day Event/Entertainment Application

### \$5.00 Application Fee

All licenses are issued subject to the resolution of debts, taxes and appropriate signatures  
(This form can be used with or without vendors)

Please complete the following information:

- Seasonal Event
- Parade
- Race:
  - Bicycle/Wheelchair
  - Run/Jog/Walk/Wheelchair
  - Marine Vessel
- Art/Craft Show
- Theatre/Film Production
- Concert
- Miscellaneous Function (please explain)  
Music performance

Name of Event: Newport String Project Classical Music Performance

Date of Event: 3/20/2022 Hours of Event: 3:00-4:00

Location of Event: Jamestown Arts Center, 18 Valley St Number of people attending: 40

Name of Applicant/ Business: Jamestown Arts Center

Mailing Address: P O Box 97 Jamestown Business Phone #: [REDACTED]

Contact Person: Maureen Coleman Phone Number: [REDACTED]

List the type of entertainment being requested, if applicable (Band, DJ, etc.) classical musicians

Who will the event benefit? Jamestown Arts Center

Type of Operation: (Private, State Sponsored, Non-Profit): Non-Profit

R.I. Show Promoter's Permit Number, per RIGL § 44-19-1, (if applicable): \_\_\_\_\_

If the applicant is a Non-Profit organization, is it registered with the State? Yes No

RI Tax ID #: [REDACTED]

Number of Vendors/Peddlers: (circle one) N/A 1-10 11-20 21-30 31-40 41-50

All vendor/peddlers must submit an application to the Town Clerk's Office

What types of items will be sold at this event? N/A

Will alcohol be provided and/or served at this event? If yes, Alcohol Liability Insurance must be provided Yes No

Will traffic control or a public facility be needed? Yes No  
If yes, please contact the Jamestown Police Department

Note: All applicants must submit a liability insurance policy with coverage in the amount of \$1,000,000 (one million dollars) when using Town owned property, naming the Town of Jamestown as an additional Certificate Holder.

Certificate of insurance: Yes No

If there is additional information for the Town Council that you would like to add please attach separate correspondence.

Signature of Applicant: [Signature]

Please attend the Town Council meeting on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ for Council review.





**TOWN OF JAMESTOWN**  
Parks & Recreation Office  
P.O. Box 377  
41 Conanicus Ave.  
JAMESTOWN, RHODE ISLAND 02835

Recreation Office (401) 423-7260  
Teen Center (401) 423-7261  
Fort Getty (401) 423-7211  
Fax (401) 423-7229

## MEMO

DATE: March 1st, 2022

TO: Roberta Fagan; Town Clerk

FROM: Ray DeFalco, Parks and Recreation Director

CC: Jamie Hainsworth; Town Administrator

SUBJECT: Directors Report – Pickleball Courts Update

In speaking with the RIDEM about the possibility of location change for the Fort Getty Pickleball Courts project I have learned that the location change would need to be finalized and approved before any amendment would be allowed. Given the time needed to get RIDOT to amend the Eldred Ave property's deed restrictions and the deadline for amended grant applications it would not be feasible to change the location for the project and still be eligible for the RIDEM grant. We don't have permission yet to build the courts at Eldred Field that may take some time to get an answer and the deed restriction lifted. Town Planner Lisa Bryer has reached out to the RIDOT inquiring about changing the deed restrictions but has not received a response yet. She has also reached out to the HPHC to get a map showing the archeological significant areas. In the meantime, I am looking into other possibilities to provide a temporary location for an outdoor pickleball facility.

Thank you,

Ray DeFalco  
Director  
Jamestown Parks and Recreation





## Chapter. Entertainment

### Article I. Indoor Entertainment

#### Purpose.

The purpose of this article is to protect the public health, safety and general welfare through the regulation of indoor public entertainment or exhibitions presented in the Town.

#### Definitions.

As used in this article, the following terms shall have the meanings indicated:

##### **INDOOR PUBLIC ENTERTAINMENT**

Any gathering at which music or entertainment is provided by professional or amateur performers or by prerecorded means for commercial purposes which is held within a building or permanently enclosed structure. The term "indoor entertainment" shall also include, but is not limited to, any motion picture, theatrical performance, dance, ceremony, exhibition, show, concert, pageant, rally, contest, any exhibition dancing, demonstrations of physical skills or other public performances and exhibitions, including those encouraging audience participation presented for public entertainment to which members of the public are invited or admitted for a charge or free of charge.

#### License required.

No person shall hold or conduct any indoor entertainment for the public without first obtaining a license.

#### Application information.

In addition to the requisite information, the application for permit shall set forth the following information and such other information as may be reasonably required:

- A. The days and hours during which the proposed indoor entertainment is to be conducted.
- B. The type of activity that will occur.
- C. The approximate number of spectators and participants reasonably expected to be present or participate in the event.
- D. The exact location of the event, including the exact size and dimensions of the entertainment area.
- E. The location and number of health and sanitation facilities.

#### Proof of zoning compliance required.

Any person applying for an indoor entertainment license shall show that all zoning requirements have been met for the premises on which the entertainment is to be held for the property to be used as associated parking facilities.

## Restrictions made by Chief of Police and Licensing Board.

A. The Chief of Police may restrict the number of persons allowed in the entertainment area as the Chief deems necessary for the protection of the public health, welfare and safety.

B. In granting a license under this article, the Licensing Board may make such restrictions as it deems necessary for the protection of public health, welfare and safety, for the prevention of nuisances, excess noise and maintenance of public peace.

## Police protection.

A. The Chief of Police shall determine whether and to what extent additional police protection reasonably will be required for the event or entertainment area for purposes of traffic, crowd control and security. In making this determination, the Chief of Police shall consider those factors set out in the application for permit. If additional police protection for the event is deemed necessary by the Chief of Police, he shall so inform the applicant for the permit. The Chief of Police shall provide the number of police officers determined to be necessary. All police officers so assigned or provided shall be at the sole expense of the applicant.

B. The applicant shall report on a weekly basis to the Chief of Police the days, hours and type of activity that will take place each week.

## Approvals.

All licenses granted pursuant to the provisions of this article are subject to approval of proper authorities.

## License fee.

The fee for a license for indoor entertainment shall be as specified in Appendix C Fee Schedule.

## Expiration of license.

Indoor entertainment licenses shall expire annually on November 30.

## Places licensed to sell alcoholic beverages.

If the entertainment being licensed is to be held in a place of business that has a license to serve alcoholic beverages, the licensee shall not permit the entertainment or exhibition to continue beyond the authorized closing time.

## Compliance with law.

Every application for a license under this article shall comply with all laws of the state applicable to the aforementioned performance, dance or ball, including all laws and ordinances of the Town.

## Revocation of license.

Any license granted under this Article may be revoked by the Licensing Board, after public hearing for cause shown.

## Violations; penalties; enforcement.

A. Any person or license holder who shall violate any provision of this article shall, upon conviction thereof, be punished the sum of \$200 for the first violation, the sum of \$300 for the second violation, the sum of \$500 for the third and any subsequent violation. The continuation of a violation of any provision of this article shall constitute, for each day the violation is continued, a separate and distinct violation hereunder.

B. All members of the Police Department are authorized to enforce the provisions of this article.

## Article II. Outdoor Entertainment

### Purpose.

The purpose of this article is to protect the public health, safety and general welfare through the regulation of outdoor public entertainment presented in the Town.

### Definitions.

As used in this article, the following terms shall have the meanings indicated:

#### **OUTDOOR PUBLIC ENTERTAINMENT**

Any outdoor gathering at which music or entertainment is provided by professionals or amateur performers or by prerecorded means which is held outdoors and not emanating from within a building or permanently enclosed structure, to which members of the public are invited or admitted for a charge or free of charge.

### License required.

No person shall hold or conduct any outdoor entertainment for the public without first obtaining a license. No such license shall be granted until a public hearing has been held by the Licensing Board,

notice of which shall be given by advertising at least one time in a newspaper of general circulation in the Town. The notice shall contain the name of the applicant, the location for which the license is required, the date, time, and place of the hearing and shall state that remonstrators are entitled to be heard. The expense of such advertising shall be borne by the applicant.

## Application.

In addition to the requisite information, the application for permit shall set forth the following information and such other information as may be reasonably required:

- A. The days and hours during which the proposed outdoor entertainment is to be conducted.
- B. The type of activity that will occur.
- C. The approximate number of spectators and participants reasonably expected to be present or participate in the event.
- D. The exact location of the event, including the exact size and dimensions of the entertainment area.
- E. The location and number of health and sanitation facilities.

## Proof of zoning compliance required.

Any person applying for an outdoor entertainment license shall show that all Town taxes due to date have been paid and all zoning requirements met for the premises on which the entertainment is to be held for the property to be used as associated parking facilities.

## Hours and restrictions.

- A. The Chief of Police may restrict the number of persons allowed in the entertainment area as the Chief deems necessary for the protection of the public health, welfare and safety.
- B. In granting a license under this article, the Licensing Board may make such restrictions as it deems necessary for the protection of the public health, welfare and safety, for the prevention of nuisances, excess noise and maintenance of public peace.

## Police protection.

A. The Chief of Police shall determine whether and to what extent additional police protection reasonably will be required for the event or entertainment area for purposes of traffic, crowd control and security. In making this determination, the Chief of Police shall consider those factors set out in the application for permit. If additional police protection for the event is deemed necessary by the Chief of Police, he shall so inform the applicant for the permit. The Chief of Police shall provide the number of police officers determined to be necessary. All police officers so assigned or provided shall be at the sole expense of the applicant.

B. The applicant shall report on a weekly basis to the Chief of Police the days, hours and type of activity that will take place each week.

## Approvals.

All licenses granted pursuant to the provisions of this article are subject to approval of proper authorities.

## License fee.

The fee for a license for outdoor entertainment shall as specified in Appendix C, Fee Schedule.

## Term and expiration of license.

Indoor entertainment licenses shall expire annually on November 30.

## Exceptions.

The provisions of this article shall not apply to:

- A. Parades or processions for which a parade permit has been issued, provided that the conditions of the permit are complied with.
- B. Private property owners and/or tenants in a residential zone are not required to obtain a special event permit for a party or affair or social event at their residence. The property owner and/or tenant is, however, required to comply with all other local ordinances including but not limited to parking and noise restrictions.
- C. Other outdoor activities for which a valid permit has been obtained from the Recreation Department.
- D. Other activities for which a valid special event license has been issued.

## Revocation of license.

Any license granted under this article may be revoked by the Licensing Board, after public hearing for cause shown.

## Violations; penalties; enforcement.

A. Any person or license holder who shall violate any provision of this article shall, upon conviction thereof, be punished the sum of \$200 for the first violation, the sum of \$300 for the second violation, the sum of \$500 for the third and any subsequent violation. The continuation of a violation of any provision of this article shall constitute, for each day the violation is continued, a separate and distinct violation hereunder.

B. All members of the Police Department are authorized to enforce the provisions of this article.

## Special One-Time Events

### Purpose.

The purpose of this chapter is to protect the public health, safety and general welfare through the regulation of special one-time events presented in the Town.

### Definitions.

A. As used in this chapter, the following terms shall have the meanings indicated:

**SPECIAL ONE-TIME EVENT**

Any indoor or outdoor gathering to which members of the public are invited or admitted for a charge or free of charge and for which neither an indoor nor an outdoor public entertainment license has been issued pursuant to Chapter XX, Entertainment. The term "special one-time event" shall also include but is not limited to any live or prerecorded music, theatrical performance, movie, dance, ball, concert, carnival, circus, professional sporting event, show, exhibition, parade or fund-raiser.

**STREET VENDOR**

Any person selling or offering for sale any goods, wares or merchandise, including any food or beverage, from a vehicle, cart or any other conveyance at a location approved by the Chief of Police or his designee during a special one-time event.

B. This chapter shall not apply to those establishments to which a valid indoor/outdoor public entertainment license has been issued pursuant to Chapter XX of the Code of Ordinances.

### License required; conditions.

A. No person or organization shall conduct or operate a special one-time event without first obtaining a special one-time event license.

B. The licensing authority may place any conditions or restrictions it deems proper and reasonable on the issuance of a special one-time event license. This may include the limitation of the hours of operation or the conduct of the licensed activity.

### Application information.

A. Any person or organization applying for such a license shall file an application on a form provided by the Town Clerk and approved by the licensing authority.

B. The application shall set forth the following information and such other information as may be reasonably required:

(1) The true name, date of birth, residence, mailing address and telephone number of the person making the application (where the person making the application is a partnership, corporation or other association, this information shall be required for all partners, officers, directors or members) and any alias or fictitious name under which the activity may be conducted.

- (2) The date or dates and hours during which the proposed event is to be conducted.
  - (3) The nature and types of activities that will occur.
  - (4) The approximate number of spectators and participants reasonably expected to be present and participate in the event.
  - (5) The exact location of the event and the exact size and dimensions of area to be used.
  - (6) The location and number of health and sanitation facilities.
- C. For those events being conducted on public roads or on Town property, with the exception of those events sponsored in whole by the Town of Jamestown, proof of insurance naming the Town of Jamestown as additional insured shall accompany the application.
- D. The applicant or a representative may be required, at the discretion of the licensing authority, to be present at the hearing at which the application will be considered.

## Liquor Service

Any person or organization hosting an event subject to the permitting requirements of this chapter and serving alcohol must possess or obtain an appropriate liquor license. In all cases, open bar as defined in the Rhode Island Liquor Regulations is prohibited.

In all cases, bring your own (BYOB) is prohibited.

## Sale of goods or services at retail; outside vendors.

- A. For those events that include the sale of goods or services at retail, the licensee shall provide the Town Clerk with a list of the general type and nature of the goods and services. The licensee shall also provide a list of all street vendors permitted to operate during the event, which shall include business name, owner name, date of birth, address and items to be sold. Each street vendor may operate only within the described special event area and only at the permission of the sponsoring applicant. Said vendor will not need any other special license. Those vendors selling prepared food are required to submit a certificate of inspection by the Department of Health.
- B. Those street vendors who have been permitted to sell their wares at a special one-time event may operate only during the hours of operation of the event.
- C. Persons or organizations sponsoring an event must contact the Chief of Police or his designee at least 14 days prior to each event at which said vendors intend on selling their wares in order to be advised of permitted vending areas.

D. Street vendors may remain stationary on private property during the special one-time event with written permission from the property owner.

E. Street vendors may remain stationary on public property, sidewalks or streets with permission of the Chief of Police or his designee.

F. Hawking or shouting is prohibited; however, street vendors may make reasonable announcement of the merchandise which they have for sale, but loud, unnecessary outcries likely to disturb or annoy persons in the vicinity shall not be made at any place or time.

G. The Chief of Police shall not permit the sale of any explosive devices such as bag bombs, or other explosive products designed to be thrown against a hard surface and explode, upon any street in the Town.

## Restrictions.

A. The Chief of Police may restrict the number of persons allowed in the event area as the Chief deems necessary for the protection of the public health, welfare and safety.

B. In granting a license under this chapter, the licensing authority may make such restrictions as it deems necessary for the protection of public health, welfare and safety, for the prevention of nuisances, excess noise and maintenance of public peace.

C. If the event being licensed is to be held in a place of business that has a license to serve alcoholic beverages, the licensee shall not permit the event to continue beyond the authorized closing time.

## Police protection.

The Chief of Police shall determine whether and to what extent additional police protection reasonably will be required for the event for purposes of traffic, crowd control and security. In making this determination, the Chief of Police shall consider those factors set out in the application for permit. If additional police protection for the event is deemed necessary by the Chief of Police, he/she shall so inform the applicant for the permit. The Chief of Police shall provide the number of police officers determined to be necessary. All police officers and associated equipment so assigned or provided shall be at the sole expense of the applicant, and such expense shall be prepaid by the applicant before a permit or license may be issued.

## License fee; waiver.

A. The fee for a special one-time event license shall be as specified in Appendix C, Fee Schedule.

B. The Licensing Authority may waive the license fee for any event sponsored or funded, in whole or in part, by the Town of Jamestown or by any entity qualifying for tax-exempt status under Section 501(c)(3) of the Internal Revenue Code or for events that are free to the public.



## Term of license.

Any such license approved by the licensing authority may be valid for one day or for any period of time not exceeding 14 days.

## Exceptions.

Private property owners and/or tenants in a residential zone are not required to obtain a special event permit for a party or affair or social event at their residence. The property owner and/or tenant is, however, required to comply with all other local ordinances including but not limited to parking and noise restrictions.

## Compliance with law.

Every application for a license hereunder shall be subject to approval of proper authorities.

## Violations; penalties; enforcement.

A. Any person or license holder who shall violate any provision of this article shall, upon conviction thereof, be punished the sum of \$200 for the first violation, the sum of \$300 for the second violation, the sum of \$500 for the third and any subsequent violation. The continuation of a violation of any provision of this article shall constitute, for each day the violation is continued, a separate and distinct violation hereunder.

B. All members of the Police Department are authorized to enforce the provisions of this article.



## BIKE PATH DESIGN COMMITTEE

Established at a meeting of the Jamestown Town Council on July 28, 2008.

Amended at a meeting held on September 15, 2008

### CHARGE

The goal of the Bike Path Design Committee is to facilitate the planning and construction of a designated Bike Path from the west side of the Jamestown Bridge to North Road and extending southerly into the Village. The on-island portion of the proposed Bike Path was approved by the Town Council in 2000 as a component of the Conanicut Island Greenway Trail System and funded by the RI Department of Transportation in 2002.

The Committee shall be responsible for developing a proposed bike path design plan that promotes safety, protects natural resources, and is cost-efficient. The plan should also identify options to construct the path in phases to address funding limitations and opportunities.

A report to the Town Council shall be due 180 days from the commencement of the committee's appointment.

The Bike Path Committee shall include the following seven (7) voting members:

- Town Council Member (Robert W. Sutton, Jr.)
- Town Planner
- Conservation Commission Member
- Three (3) residents at large
- One (1) resident chosen by Rolling Agenda
- Representative from the Department of Transportation (non-voting)
- Town Administrator (non-voting)





March 1, 2022

Jamestown Town Council  
c/o Jamestown Town Clerk  
Jamestown Town Hall, 93 Narragansett Avenue  
Jamestown, RI 02835

Executive Director

Maureen A. Coleman

Board of Directors

Mary Hall Keen, Chair

Karen Benson, Vice Chair

Susan Hackman, Treasurer

Kate Barber, Secretary

Erica Connolly

Bob Dilworth

Diane Harrison

Courtney Hunter

Kara McKamey

Sara Meirowitz

Didi Suydam

Dear Honorable Members of the Jamestown Town Council:

As you may remember, the Jamestown Arts Center is again planning an exhibition of temporary outdoor artworks for 2022. Entitled *Outdoor Arts Biennial*: the exhibition looks to place 13 artworks at various locations around Jamestown in partnership with other organizations.

We received 110 artwork proposals, all interpreting “passages” in its many possible iterations as related to Jamestown. Our selection panel consisted of 9 individuals including 3 arts professionals and 6 community members. All artworks were juried in the first round with identifying information removed, allowing the merits of the artwork to be a sole consideration. The panel recommended 12 artworks. Additionally, we plan to run the Artist-in-Residence program at the Melrose School in June, which was originally planned for 2020 but deferred due to Covid.

In August 2021, I came before the Town Council to ask that you again partner with the JAC in hosting artworks upon town property. The Council unanimously approved the request. Today, we come to request the use of specific town locations to host chosen artworks for the 2022 season. As before, all installations will be temporary from June through October; the JAC will provide liability insurance with Town of Jamestown as additional named insured; and all costs including restoration of sites afterward will be borne by the JAC.

Specifically, we request the use of the following Town properties to host artworks:



*Gateway* by Rob Lorensen for East Ferry lawn, north of the bus shelter.



**Gateway**  
Stainless Steel  
144" x 96" x 18"



To be placed on lawn in the approximate area indicated by the star.  
From the artist's statement: *The work that I am submitting, Gateway, is made up of architectural elements. These elements create a dialogue about stone work that is traditional in architecture yet the work is made in stainless steel. The stainless steel gives*



Jamestown Arts Center

*the work a modern appearance and brings these elements into a new context. This occurs contextually with the invitation to pass through, to what is unknown.*

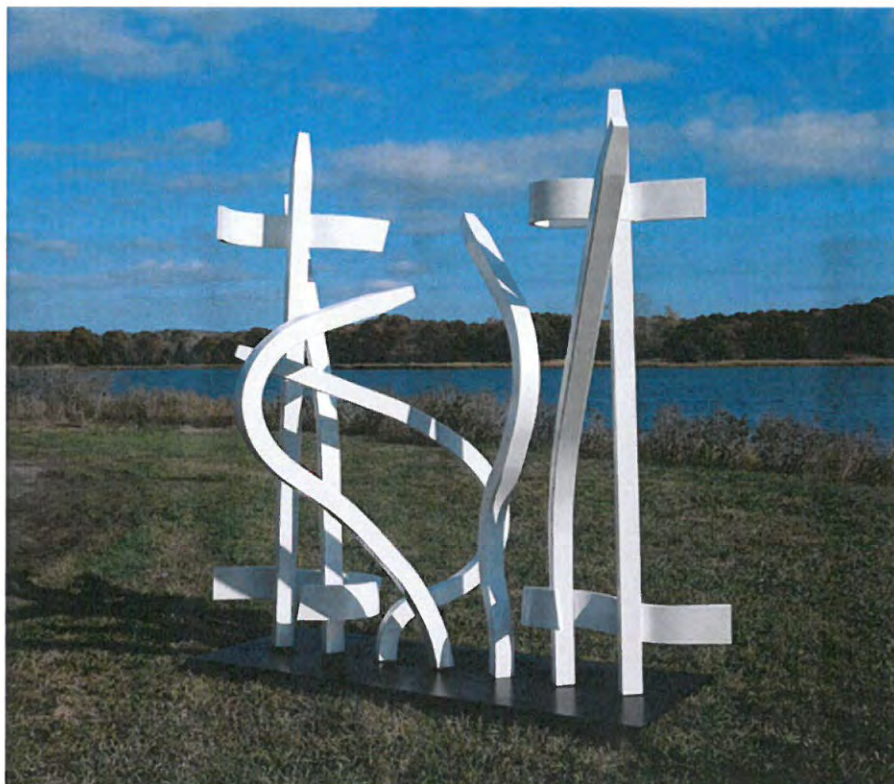
Two artworks for the East Ferry Gardens, see installation areas indicated in red:





Jamestown Arts Center

First, *White Fences* by Keith Francis for East Ferry gardens, “christmas tree” spot.



**White Fence**

Wood with aluminum base

8' x 9' x 6'

Excerpt from the artist’s statement:

*White Fence is the result of my ongoing investigation into alienation and disenfranchisement in society.*

Jamestown Arts Center  
P.O. Box 97 / 18 Valley St., Jamestown, RI 02835  
[www.jamestownartcenter.org](http://www.jamestownartcenter.org)





Jamestown Arts Center

Second artwork for East Ferry, *Six of the First* by Jean-Marc Superville Sovak, East Ferry gardens north end.



**"Six of the First"**

Laser cut steel/aluminum

Dimensions 36" w x 72" high, flat upright steel panel on base.

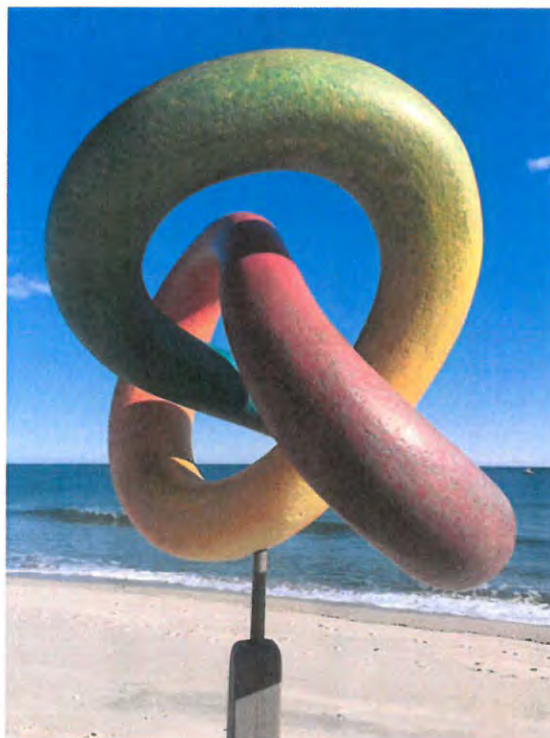
From the artist's statement: *"Six of the First" is a monument to some of the earliest recorded Africans to have been brought to Newport County in 1743: Six women named Yallah, Morandah, Mwoorie, Simboh, Burrah, and Yearie. The panel depicts figures from an 1688 engraving, "Escape of Mary", wife of King James 11.*

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Jamestown Arts Center

*Renewal* by Mark Dornan, for Town Hall lawn:



**Color TriLoop**

hand carved foam with fiberglass coating  
3' x 4' x 4'



Excerpt from the artist's statement: *The renewal theme is the perfect example of constant change - orange sheds its red - returning to the yellow sun - mixing with the blue sky becoming green...As the color wheel travels round and round - renewing itself - adding*

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Jamestown Arts Center

*and shedding - it speaks a language of color. Where you started - you always return. Where you began! Who would have thought that only 3 colors could be all that?*

**Refuge** by Linda Hoffman, for playground/library common lawn across from the JAC:



**Refuge**  
Bronze  
48" x 29" x 28"



From the artist's statement: *Some of the themes I have addressed in my work are climate change, loss of habitat, human migration, immigration, human alienation, and our desire for connection. In my sculpture, Refuge, two endangered species, a young giraffe and a sea*

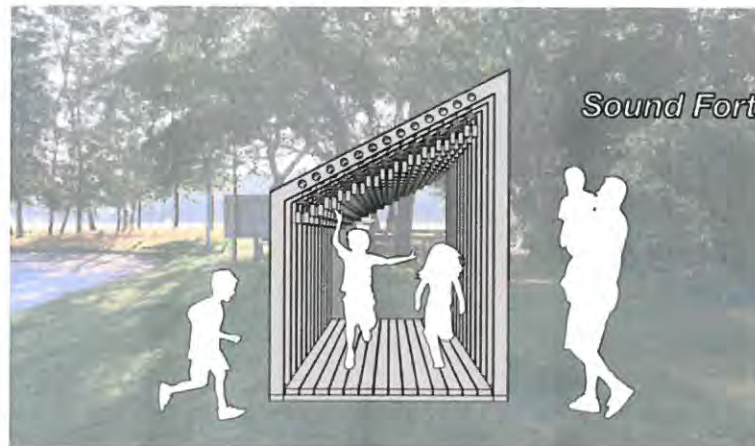
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## Jamestown Arts Center

*turtle are rescuing humanity even though human beings have destroyed their habitat. The animals are helping us with our 'passages' whether to a new land, a new way of life, or safety.*

**Sound Fort** by Daniel Shieh for the Melrose School:



Melrose School A+R Collaborative Public Art: Sound Fort / 1

Proposal Image 1: Sound Fort, Jamestown Melrose School AIR

CLOSE X

Artist-in-residency program at the Melrose School, whereby artist Daniel Shieh will work with students to create windchimes for installation within the specially designed passage structure. The JAC has been working closely with the Melrose School in development of this program since 2019. From the artist's statement, "*After they're finished making their wind chime, the students can hang their work in a spot they like, maybe next to a friend's! They can then hear a symphony of everyone's wind chime when the wind blows through. The sloped design lets students of different ages each find a spot they can reach.*"

In addition to these six artworks, 7 additional works are planned with approvals in place for installation at Shoreby Hill, JHS' windmill property, Fort Wetherill, BankNewport and Conanicut Island Land Trust's Godena Farm.

Thank you in advance for your consideration, and the Town of Jamestown's continued partnership.

Respectfully submitted,  
Molly Dickinson, Public Art and Exterior Initiatives

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[www.jamestownartcenter.org](http://www.jamestownartcenter.org)

# Memorandum

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**To:** Roberta Fagan  
**From:** Karen Montoya  
**Date:** 3/2/2022  
**Re:** Alternate Vacancy on the Board of Canvassers

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There is one Republican alternate vacancy on the Board of Canvassers. Could you please add this to the next agenda of the Town Council meeting to start the process.

Thank you



**TOWN COUNCIL MEETING MINUTES**  
**Wednesday, February 23, 2022**  
**6:30 P.M.**

The Jamestown Town Council Meeting was held on February 23, 2022. This meeting, pursuant to Executive Order No. 22-01 executed by Governor Daniel J. McKee on January 6, 2022 and extended pursuant to Executive Order 22-20, was teleconferenced via Zoom. To participate by phone: 1- 646 876 9923 or 1- 312 626 6799, meeting id: 862 6855 8755. To participate via computer or mobile app: meeting id: <https://us06web.zoom.us/j/86268558755?pwd=SUFDQkY3NVlrTVNOdVZ5MjdlVlEwdz09>

**I. ROLL CALL**

Town Council Members present were as follows: President Nancy A. Beye, Vice President Mary Meagher, Councilor Michael G. White, Councilor Erik Brine and Councilor Randy White.

Also, in attendance: Town Administrator Jamie Hainsworth, Director of Finance Christina Collins, Public Works Director Michael Gray, Police Chief Edward Mello, Town Planner Lisa Bryer, IT Consultant Michael Glier, Parks and Recreation Director Ray DeFalco, Water and Sewer Clerk Denise Jennings, Senior Services Director Molly Conlon, Solicitor Peter Ruggiero and Town Clerk Roberta Fagan

**II. CALL TO ORDER, PLEDGE OF ALLEGIANCE**

Council President Beye called the meeting to order at 6:31 p.m. held via Zoom and led the Pledge of Alliance.

A motion was made by Vice President Meagher to convene the Town Council sitting as the Board of Water and Sewer Commissioners with a second by Councilor Brine. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; Councilor Brine, Aye; and Councilor R. White, Aye

**III. TOWN COUNCIL SITTING AS THE BOARD OF WATER AND SEWER COMMISSIONERS**

- A) **CALL TO ORDER/ROLL CALL:**
- B) **AWARDS, PRESENTATIONS AND ACKNOWLEDGMENTS:**
- C) **READING AND APPROVAL OF MINUTES:**
  - 1) 12/20/21 (regular meeting)
- D) **OPEN FORUM:**
  - 1) Scheduled request to address
  - 2) Non-scheduled request to address
- E) **REPORT OF TOWN OFFICIALS:**  
**Status reports, discussion and potential action**

- 1) Pumping report
  - 2) Town project reports
    - a) Town Wells
    - b) Water Treatment Plant
    - c) Transfer Pumping/Reservoir
    - d) Distribution System
    - e) Wastewater Treatment Facility
- F) **LETTERS AND COMMUNICATIONS:**  
None
- G) **UNFINISHED BUSINESS:**  
None
- H) **NEW BUSINESS:**
- 1) Finance Director's Report: Comparison of the Water Budget to Actuals as of January 31, 2022
  - 2) Finance Director's Report: Comparison of the Sewer Budget to Actuals as of January 31, 2022
- I) **The Town Council Adjourns from sitting as the Board of Water and Sewer Commissioners**

**A motion was made by Vice President Meagher to adjourn the Town Council sitting as the Board of Water and Sewer Commissioners and go into Open Session with a second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor M. White, Aye; Councilor Brine, Aye; and Councilor R. White, Aye**

#### IV. OPEN FORUM

*Comments are not limited to items on this agenda. However, items not on this agenda will only be heard and not acted upon by the Town Council. Note: Section 42-46-6 of the Open Meetings Act, and Department of the Attorney General Advisory Opinions relevant to this item on any public body meeting agenda specifically prohibits the Town Council from discussing, considering or acting on any topic, statement or question presented. The Town Council may, if warranted, refer such matters to an appropriate committee, to another body or official, or post the matter for consideration at a properly-noticed, future meeting.*

- A) Scheduled request to address
- B) Non-scheduled request to address

**Charlotte Zarlengo, of Seaside Drive, addressed the Council and requested their assistance to intervene in the Harbor Commission activities as it pertains to Heads Beach. Mrs. Zarlengo requested the Council's assistance to help to prevent additional moorings at Heads Beach for the safety of the swimming area and the negative land impacts to the neighborhood.**

#### V. ACKNOWLEDGEMENTS, ANNOUNCEMENTS, PRESENTATIONS, RESOLUTIONS AND PROCLAMATIONS



A) Jamestown Affordable Housing Committee

1) Affordable Housing Trust Fund – proposed updated funding formula

**Affordable Housing Chair Robert Plain, of Calvert Place, made a presentation to the Town Council. Mr. Plain commended Jamestown’s commitment to funding the Affordable Housing Trust Fund and promotion of economic diversity. As outlined in the Town of Jamestown Comprehensive Plan, present and long-term goals include slowing the loss of economic diversity as well as progressing toward the State mandate requiring 10% of its housing stock being affordable housing. Mr. Plain stated that, in fact, Jamestown’s economic diversity has decreased. The Affordable Housing Committee requested the following: 1) Increasing annual investment to \$225k per year. The Committee will continue to generate ideas and solutions for Jamestown to support the additional annual investment. 2) Recommended that funds invested in Affordable Housing Trust Fund be relative to what the Town collects for Conveyance Tax. This would ensure that the solutions would align with the problems; 3) Incorporate the new funding formula in a Jamestown Ordinance similar to Coventry’s funding formula. Affordable housing is not the goal; the goal is to increase local economic diversity and affordable housing is the means to that end. When the Affordable Housing Trust Fund has been allocated additional funding, it will be an investment in local economic diversity.**

**Vice President Meagher thanked the Affordable Housing Committee for the presentation, and commented that the Council will take up this topic during the upcoming budget workshops. It is expected to be a tight budget year, but the revised funding formula will be given consideration during the budget deliberations.**

**Mr. Plain offered to help in anyway to “find the money” and reiterated that the requested revised funding formula would be good for economic diversity and the overall community.**

**The Town Council reverted back to Open Forum to allow Mrs. Zarlengo to address the Council.**

B) At the request of Councilor Brine the Rolling Agenda group will make a presentation to the Council:

1) Jamestown bike paths and upcoming road improvements/projects

**Rolling Agenda members Samira Hakki and Julie Kalfelz made a presentation to the Town Council and gave historical background about the Jamestown grass roots cycling advocacy group. The presentation focused on improvement of “bikability/walkability” in Jamestown, and the indirect benefits would include quality of life, sustainability, safety, reduced parking congestion, and commerce. Rolling Agenda conducted two surveys, a survey of residents and a survey of Lawn Avenue students. The residents and students responded to questions regarding: where respondents live, biking safety around island and/or to school, sustainability (better bike infrastructure improves environmental and human health), commuting off island via Jamestown and/or Newport bridges. In addition to the survey, Rolling Agenda also hosted a Bike Infrastructure Workshop on November 30, 2021 at the Jamestown Philomenian library to gather community input on future biking infrastructure on Conanicut Island. Rolling Agenda would like the Town Council to consider reinstating the Bike Path Design Committee and to adopt a Local Complete Streets Ordinance similar to other communities.**

Councilor Brine gave thanks to the Rolling Agenda group for the presentation and for their community engagement. He asked whether Rolling Agenda had looked at bike committees in other municipalities that the Town of Jamestown can build upon?

Ms. Hakki explained that if the Council would reinstate the Bike Path Committee it would assist in applying for grants to fund any projects.

Councilor M. White previously sat on the Jamestown Bike Path Design Committee and gave some historical background.

Vice President Meagher requested that the topic be continued to the next meeting.

## VI. PUBLIC HEARINGS, LICENSES AND PERMITS

*The Town Council will review each license application and vote on it individually. All approvals for licenses and permits are subject to the resolution of debts, taxes and appropriate signatures as well as, when applicable, proof of insurance.*

A) Event/Entertainment License: All Event/Entertainment license application approvals are subject to any and all COVID-19 protocols in affect at the time of the event; Review, Discussion and/or Action and/or Vote on the following:

- 1) Applicant: St. Mark Church  
Event: Mother's Day Plant Sale  
Date: May 7, 2022, 10 a.m. – until sold out  
Location: St. Mark Church

**A motion was made by Vice President Meagher to approve the one-day event application for St. Mark Church with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

- 2) Applicant: Olivia Rogers  
Event: Senior Project Beach Cleanup  
Date: April 2, 2022, 11a.m. – 2 p.m.  
Location: Fort Getty

**Discussion ensued.**

**Vice President Meagher commended Ms. Rogers on her initiative as well as Councilor Brine. Ms. Rogers thanked the Council for their consideration.**

**A motion was made by Vice President Meagher to approve the one-day event application for Olivia Rogers/Senior Project Beach Cleanup with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

- 3) Applicant: Jamestown Parks and Recreation/Director Ray DeFalco  
Event: Independence Day Celebration/Fireworks  
Date: July 3, 2022  
Location: East Ferry

**A motion was made by Vice President Meagher to approve the one-day event application for Jamestown Parks and Recreation/Independence Day Celebration/Fireworks with second by Councilor Brine. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine,**

**Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

- B) Review, Discussion and/or Action and/or Vote on the following: Trash Collector License Application
- 1) Applicant: Republic Services  
Address: 1080 Airport Road, Fall River, MA 02720

**Councilor R. White asked if this was a new or renewal application. Town Clerk Fagan confirmed that the Republic Services Trash Collector application was a renewal.**

**A motion was made by Vice President Meagher to approve the one-day Trash Collector License application by Republic Services with second by Councilor R. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

## **VII. COUNCIL, ADMINISTRATOR, SOLICITOR, COMMISSION/COMMITTEE COMMENTS & REPORTS**

*Please Note the Following Items are Status Reports and Matters of Interest to the Council and are for Informational Purposes unless Indicated Otherwise and will be Acted upon in Accordance with Section 42-46-6 (b)*

- A) Town Administrator's Report: Jamie A. Hainsworth
- 1) Reminder to submit Local Questions for the November Ballot
  - 2) Round Swamp Bridge on North Road RI Department of Transportation (RIDOT) Statewide Planning Public, Technical Advisory Committee (TAC) Public Comment period.
  - 3) Independence Day Celebration, Fireworks planned for July 3<sup>rd</sup> (Agenda Item)
  - 4) Fiscal Year 2022-2023 Budget Process
  - 5) Cellular Service Update
  - 6) Covid 19 Testing update

**Town Administrator Hainsworth reported on the following:**

- **Reiterated the August 2022 deadline for Local Questions for the November Ballot**
- **Comments were submitted to the TAC regarding the need for expediated services to Round Swamp Bridge**
- **Town Staff, local businesses and residents are working collaboratively on the Independence Day Celebration and Fireworks**
- **The Budget workshops will be scheduled in March and April; dates and times will be coordinated with Town Council members based on availability.**
- **Covid 19 infection rates have dropped significantly.**

## **VIII. UNFINISHED BUSINESS**

- A) Review, Discussion and/or Action and/or Vote:
- 1) Memorandum from Parks and Recreation Director Ray DeFalco regarding

## Pickleball Courts

**Discussion ensued.**

**Parks and Recreation Director Ray DeFalco gave a brief summary and status update on the proposed Pickleball Courts at Eldred Avenue Soccer Field complex.**

**Vice President Meagher and Councilor Brine both thanked Director DeFalco for his efforts to explore enhancement of the sport facility for the benefit of the community. Councilor M. White concurred and added it would dovetail with island wide biking initiatives.**

**No vote or action taken.**

### **IX. NEW BUSINESS**

- A) Review, Discussion and/or Action and/or Vote:
  - 1) Open Meeting Act: discussion regarding Governor McKee's Executive Order permitting virtual meetings; as well as future meetings format, i.e. virtual or in person

**Discussion ensued.**

**Town Administrator reviewed Executive Order 2022-20 which allows municipalities to choose how to conduct public meetings through March 19, 2022. Town Administrator Hainsworth advised the Council that in person or virtual meetings are the viable options; a hybrid option has proven challenging and not advisable.**

**Councilor M. White and Brine would prefer virtual meeting and commented that virtual meeting formats allow for flexibility and increased community engagement. President Beye, Vice President Meagher and Councilor R. White prefer in person meeting formats, but acknowledged the benefits of virtual meetings.**

**A motion was made by Vice President Meagher to allow Committees, Boards and Commissions to choose to hold public meetings in person or virtually, excluding hybrid meeting formats with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

- 2) Application and request of waiver of rental fee for use of the Jamestown Recreation Center, one night a week for two hours (day of the week to be determined) during the summer of 2022 by Choral Collective of Newport County.
  - a) Letter and application from Kristin Lafferty, Choral Director of the Choral Collective of Newport County requesting waiver of rental fee

**A motion was made by Vice President Meagher to deny the request by Choral Collective of Newport to waive the Recreation Center rental fee; and to place the topic on a future agenda to review policy and fees for out of town profit and non-profit organizations use of Jamestown buildings and facilities with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

### **X. ORDINANCES, APPOINTMENTS, VACANCIES AND EXPIRING TERMS**

- A) Appointments, Vacancies and Expiring Terms; Review, Discussion, and/or Action and/or Vote:
- 1) Review, Discussion and/or Action and/or Vote to approve the Appointment of Molly Conlon as the Senior Services Director for the Town of Jamestown
    - a) Memorandum from Town Administrator regarding Senior Services Director Confirmation by Town Council

**A motion was made by Councilor M. White to approve the appointment of Molly Conlon as the Senior Services Director with second by Councilor Vice President Meagher. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

- 2) Board of Canvassers Full Member Vacancy
  - a) Jamestown Republican Town Committee
    - i) Linda Jamison
    - ii) Susan Jamison
  - b) Jamestown Democratic Town Committee
    - i) Carol Nelson-Lee
    - ii) Nancy Kohlman Vetrone
    - iii) George Newman
  - c) Letter of interest for reappointment
    - i) Carol Nelson Lee

**Discussion ensued.**

**A motion was made by Councilor M. White to schedule interviews with all the individuals whose names were brought forth by the Jamestown Democratic Committee and the Jamestown Republican Committee for the upcoming Full Member Vacancy with second by Councilor Vice President Meagher. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

- d) Letter to Town Council from the Jamestown Republican Town Committee

**Councilor R. White commented on the narrative of the unsigned letter received from the Republican Town Committee. In particular, Councilor R. White felt obliged to comment on contents of the letter and of professional concern “liablist terms” used in reference to a sitting member of Board of Canvassers. He further commented on the suggestion that someone acted illegally as unfounded; and the alleged misconduct did not occur. Jamestown has escaped the “fact-free allegation infection” seen country wide as it pertains to voter integrity and the letter was a local form of the “fact-free allegation infection”. Councilor R. White concluded that the tone of letter was not constructive to a bipartisan working group; and he was offended by the contents.**

**Vice President Meagher commented on the letter, specifically to the paragraph regarding “certifying PRINTED names as signatures” and quoted RI State law that “it is not a cursive signature but a mark signifying intent”. Councilor M. White stated his displeasure with the unsigned letter and agreed with his fellow Councilors.**

- 3) Jamestown Housing Authority – One unexpired five-year term ending date of December 31, 2022 (Full Board Member) and One unexpired five-year term ending date of December 31, 2023(Resident Commissioner); duly advertised
- a) Letter of resignation (Full Board Member)
    - i) Barbara Szepatowski
  - b) Letter of interest for appointment
    - i) Robert Plain\*\*
    - ii) Robert Shein\*\*

**A motion was made by Vice Preside Meagher to approve the appointment of Robert Plain to the Jamestown Housing Authority with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

- c) Letter of interest for appointment (**Resident Commissioner**)
  - i) Doreen Dell self- nominated \*\*
  - ii) Bernie Courtney self-nominated\*\*

\*\*Previously interviewed

**A motion was made by Vice President Meagher instructing Town Administrator Hainsworth to communicate with the new Jamestown Housing Authority Executive Director to develop a general advisory group to promote nomination of a Resident Commissioner with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

## **XI. CONSENT AGENDA**

*An item on the Consent Agenda need not be removed for simple clarification or correction of typographical errors. Approval of the Consent Agenda shall be equivalent to approval of each item as if it had been acted upon separately for review, discussion and/or potential action and/or vote. A Consent Agenda item or items may be removed by the Town Council for review, discussion and/or potential action and or vote.*

**A motion was made by Vice President Meagher to remove item C – Tax Assessor Settlement Agreements from the Consent Agenda with a second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

**A motion was made by Vice President Meagher to approve items A, B and D on the Consent agenda with a second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye.**

- A) Adoption of Town Council Minutes

- 1) January 18, 2022(Special Interview Meeting)
  - 2) February 7, 2022 (Special Interview Meeting)
  - 3) February 7, 2022 (Regular Meeting)
  - 4) February 7, 2022 (Executive Session)
- B) Minutes of Boards/Commissions/Committees
- 1) Jamestown Tree Preservation and Protection Committee (November 19, 2021)
  - 2) Jamestown Tree Preservation and Protection Committee 2021 (Attendance Log)
  - 3) Tree Warden Report (November 17, 2021)
- C) Tax Assessor Settlement Agreements
- 1) Settlement Agreement regarding John Potter, II v. Christine Brochu, in her capacity as Tax Assessor for the Town of Jamestown., Assessor's Plat 9, Lot 411, C.A. No. NC-2021-0120
  - 2) Settlement Agreement regarding Westwood Road, LLC v. Christine Brochu, in her capacity as Tax Assessor for the Town of Jamestown, Assessor's Plat 9, Lot 711, and Plat 9, Lot 2, C.A. No. NC-2021-0121
- D) Finance Director's Report: Comparison Budget to Actuals as of January 31, 2022

**Councilor R. White recused himself at 8:25 p.m. and left the virtual meeting.**

**A motion was made by Councilor M. White to approve acceptance of the item C – Tax Assessors Settlement Agreements on the consent agenda with second by Councilor Brine. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; and Councilor M. White, Aye.**

**Councilor R. White rejoined the meeting at 8:26 p.m.**

## **XII. COMMUNICATIONS, PETITIONS, AND PROCLAMATIONS AND RESOLUTIONS FROM OTHER RHODE ISLAND CITIES AND TOWNS**

*The Council may acknowledge any of the listed Communications and Proclamations and Resolutions. Should any member wish to have a conversation on any of the matters, the item will be placed on a future agenda for review, discussion and/or potential action and/or vote.*

- A) Communications Received:
- 1) Copy of Letter to: Town Council  
From: Betsy Gooding  
Dated: February 7, 2022  
Re: Short-Term Rental Ordinance
  - 2) Copy of letter to: Town Administrator Hainsworth  
From: Melody Drnach and Janie Harris  
Dated: February 8, 2022  
Re: Recreation Center Shed Replacement Project
  - 3) Copy of Memorandum to: Town Administrator Hainsworth  
From Public Works Director Mike Gray

Dated: February 15, 2022  
Re: Steamboat Street

- 4) Copy of Letter to: Director of Public Works, Michael Gray  
From: Jamestown Fire Department Board of Fire Wardens  
Re: Steamboat Street
- 5) Copy of notice to: Town of Jamestown  
From: RIDEM, Office of Water Resources  
Dated: February 1, 2022  
Re: Water Quality Certification
- 6) Meeting invitation to: Town of Jamestown and Town Council President Beye  
From: Sunrise Wind  
Dated: February 11, 2022  
Re: Proposed Sunrise Wind Project

**The Council acknowledged receiving Communications.**

### **XIII. EXECUTIVE SESSION**

*The Town Council may seek to enter into Executive Session for review, discussion and/or potential action and/or vote on the following:*

**There were no Executive Session deliberations.**

### **XIV. ADJOURNMENT**

**A motion was made by Vice President Meagher to adjourn at 8:27 p.m. with second by Councilor M. White. Vote: President Beye, Aye; Vice President Meagher, Aye; Councilor Brine, Aye; Councilor M. White, Aye; and Councilor R. White, Aye**

**Attest:**

---

**Roberta J. Fagan, Town Clerk**



**BOARD OF CANVASSERS  
JAMESTOWN, RHODE ISLAND  
December 16, 2021**

An advertised session of the Board of Canvassers was called to order at 9:09 by Carol Nelson-Lee. The following members were present:

Ken Newman  
Hugh Murphy  
Kitty Wineberg, Alternate

Absent: Melissa Burrows, Alternate

Also present were: Karen Montoya, Clerk to the Board of Canvassers  
Roberta Fagan, Town Clerk

**NEW BUSINESS**

Ms. Nelson-Lee reviewed the proposed legislation. She highlighted the proposed legislation eliminating the need for a notary or witness on mail ballot oath envelopes. Mr. Murphy questioned the legislation as opening the door to fraud. Ms. Montoya explained the process and said with two to three signature checks that it would be very hard to commit fraud. Mr. Newman spoke with the Sec of State's office about the discrepancies in signatures on the mail ballots. It is more secure now than ever. Ms. Montoya estimates that in the future mail ballot applications will be down in numbers because of early voting, and because the applications will not be sent unless requested. Mr. Newman also had a question about the attestation of electronic signatures for nomination papers. It would be the verification of signatures of the person who gathered them.

Ms. Montoya is also working on NCOA which is the National Change of Address program whereby she receives change of address notifications from the Post Office. A letter is sent to the person who has moved with a return envelope to inform us if they have moved, either out of state, to a different community or have not moved. She can then start the process of making voters inactive if she has undeliverable letters, cancelling them or changing their address to another community in Rhode Island. Ms. Montoya also added that Jamestown would not be redistricting because the registered voters are virtually the same in each district, and are below the numbers (3000) for each polling place.

The Recreation Center has been used as a polling place for years. Because the building is so old it has many deficiencies with being ADA compliant. The parking is always an issue as well as handicapped parking. Ms. Montoya suggested using the Golf Course Clubhouse's 2<sup>nd</sup> floor to replace this building. She has spoken with Mr. Hainsworth and the Town Clerk and all have agreed it is a better building with better handicapped parking and is fully ADA compliant. The Board of Elections has the final approval and will come to inspect the room in the Spring. The Board will also do a "walk through" before then. With the addition of Early Voting the numbers on Election Day are much lower so a smaller space might work.

Ms. Nelson-Lee's term is up in March 2022. Ms. Montoya asked the Board for permission to start the process, and she explained the process. Ms. Nelson-Lee called for a motion to have Ms. Montoya petition the Town Clerk to put the vacancy on the agenda. Mr. Newman made the motion and Mr. Murphy seconded. Mr. Murphy asked how long the terms were and when each person was up. Ms. Montoya will email the ending terms to the Board. Back to the vote. So voted unanimously.

There being no further business Ms. Nelson-Lee asked for a motion to adjourn. Mr. Murphy moved to adjourn Mr. Newman seconded. So Voted. Meeting adjourned 9:45 am.

Attest:

A handwritten signature in cursive script that reads "Karen Montoya".

Karen Montoya  
Clerk to the Board of Canvassers

Cc: Town Council Members (5)  
Board of Canvassers (5)  
Roberta Fagan, Town Clerk

JAMESTOWN ZONING BOARD OF REVIEW

Minutes of the January 25, 2022 Meeting

A regular meeting of the Jamestown Zoning Board of review was held at Jamestown Town Hall.

**THIS MEETING Was Also TELECONFERENCED VIA ZOOM AND VIA TELEPHONE:**

The Chairman called the meeting to order at 7:05 p.m. The Zoning Officer called the roll and noted the following members present:

Richard Boren, Chair  
Dean Wagner, Vice-chair  
Terence Livingston, Member  
James King, Member  
Jane Bentley, Member  
Judith Bell, 1<sup>st</sup> Alternate  
John Shekarchi, 2<sup>nd</sup> Alternate

Also present: Roberta Fagen, Town Clerk, Host  
Aileen Froth, Executive Secretary, Host  
William L. Moore, Zoning Officer  
Wyatt Brochu, Counsel  
Brenda Hanna, Stenographer  
Pat Westall, Zoning Clerk

MINUTES

Minutes of December 14, 2021

A motion was made by Richard Boren and seconded by Jane Bentley to accept the minutes of the December 14, 2021 meeting as presented.

The motion carried by a vote of 5 –0.

Richard Boren, Dean Wagner, Terence Livingston, James King and Jane Bentley voted in favor of the motion.

Judith Bell and John Shekarchi were not seated and Alex Finkelman was absent.

CORRESPONDENCE

All correspondence received was in reference to agenda items.

OLD BUSINESS

Dumpling Land

A motion was made by Jane Bentley and seconded by Terence Livingston to continue the application of Dumplings Land to the February 22, 2022 meeting for a written decision.

The motion carried by a vote of 5 –0.

Richard Boren, Dean Wagner, Terence Livingston, James King and Jane Bentley voted in favor of the motion.

Judith Bell and John Shekarchi were not seated and Alex Finkelman was absent.

NEW BUSINESS

CMS

An appeal, of 2 separate aggrieved persons to this subdivision, has been filed against the Jamestown Planning Commission, therefore as per Jamestown Town Code Appendix A, Article XII- Appeals, A.2, An appeal shall stay all proceedings in furtherance of the action being appealed.

SHM/JBY

A motion was made by Richard Boren and seconded by to Terence Livingston to grant the request of SHM Jamestown Boat Yard, LLC whose property is located at 60 Dumpling Drive, and further identified as Assessor's Plat 10, Lots 141, 143, 20, for a Modification to a Special Use Permit granted under Article 6, Special Use Permits and Variances, pursuant to Section 82-704, Alteration of a non-conforming use and Article 3 Section 82-301/ Table 3-1 Section F.8 and F.9, and dimensional relief from Section 82-302-District Dimensional Regulations, and Table 3-2, for setback relief and lot coverage relief, to remove an existing stairway and replace with a stairway that meets code and an ADA compliant access ramp.

This Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTIONS 600 and 602.

This Special Use Permit is granted with the following restriction/condition(s):

1. This project must be constructed in strict accordance with the site and building plans duly approved by this Board.
2. There will be no change of use.
3. There will be no intensified use.
4. There will be no increase in activities.
5. Although not a condition: The Board is not authorizing a "Yacht Club".

This motion is based on the following findings of fact:

1. Said property is located in a R80 zone and contains 92,965 square feet.
2. The application before the Board is a modification of a special use permit as well as for setback and lot coverage dimensional relief in order to replace an existing stairway to meet building code, install an ADA compliant access ramp and make certain interior modifications to the building known as the “rigging shop”.
3. Zoning Board approval is necessary as the property is operating under a special use permit.
4. The special use permit is necessary to renovate the interior, including bathrooms, showers and a kitchenette.
5. In February, 2016 this Zoning Board granted Jamestown Boatyard, Inc., the predecessor in interest, several variances and a special use permit to enclose an existing structure and construct a new one to replace two temporary buildings.
6. The present application of SHM Jamestown Boatyard, LLC which was conveyed the property in January, 2020 from Jamestown Boat Yard, states that the present use of the premises is boat storage/maintenance office and that there will be “no change” under the proposed use.
7. William Burgin, licensed RI Architect, credibly testified about the four corners of the application, the renovations, access, need for an ADA compliant ramp, his floor plans and renderings, which were all marked exhibits.
8. Mr. Burgin credibly testified that the interior renovations include relocating 2 existing bathrooms so the public or clients do not have to walk through the entire rigging shop in order to use the facilities. Clients will be able to access one of the bathrooms from the exterior.
9. Mr. Burgin credibly testified that 2 outdoor showers will remain in place – perhaps enclosed - and another shower will be added to the ADA compliant indoor bathroom.
10. Mr. Burgin credibly testified that the 2 existing kitchen areas will be combined into one, lowering their combined area from 200 to 156 sq. ft. with new kitchen cabinets, counters, appliances and fixtures including a range hood and possible stove top.
11. The proposed ADA compliant ramps and staircase will have coverage of 768 sq. ft., compared to current coverage of 318 sq. ft.
12. The existing lot coverage is 33%. The proposed lot coverage will be 33.5%, which is the increase in the proposed ADA compliant ramps and staircase, which replace the existing staircase.
13. Fourteen neighboring landowners, a number of whom testified, raised concerns that the applicant is expanding its proposed use from boat storage, repair and rigging into a full-fledged “yacht club”.
14. The neighbors testified that in their view and opinion, the applicant is intensifying its use.
15. The neighbors rely upon accepted facts that the applicant provides a place for boating customers to relax, play lawn games, gather around a fire pit, use barbeque and Wi-Fi.
16. The Board finds as a fact that the Safe Harbor website list these “first class amenities” as: barbeque grills, community leisure space, complimentary parking, complimentary Wi-Fi, courtesy bikes, dog park, fire pit, kitchenette, lawn games, restrooms, and showers.
17. Brandon Somers, general manager of the applicant, was credible in his testimony and the Board finds as fact that all listed amenities exist on the property except the dog park. There

is one fire pit, a 10 ft. by 10 ft. deck for community leisure space, one picnic table, a couple of bicycles, a kitchenette not for cooking and a refrigerator for customers to store food while on the water.

18. The Board, based upon Mr. Somers credible testimony finds as fact that the amenities advertised on the applicant's website, except the dog park, existed on the property for years and were in existence upon the granting of the 2016 special use permit.
19. The Board finds as fact that there is no reliable or sufficient evidence that the applicant is changing the use, intends to change the use or is intensifying the use.
20. The Board finds as fact that the neighbors have voiced and testified about legitimate concerns regarding the potential intensification of use, but that such intensification is speculative at this time.
21. The Board finds as fact, that the applicant has met its burden under Section 300 et seq, 600 et seq. and 700 et seq.

The motion carried by a vote of 5 –0.

Richard Boren, Dean Wagner, Terence Livingston, James King and Jane Bentley voted in favor of the motion.

Judith Bell and John Shekarchi were not seated and Alex Finkelman was absent.

### JB On the Water

Testimony was heard.

Roll call was taken again and noted the same members in attendance.

A motion was made by Richard Boren and seconded by Terence Livingston to continue the application to JB ON THE WATER, LLC to the February 22, 2022 meeting.

The motion carried by a vote of 5 –0.

Richard Boren, Dean Wagner, Terence Livingston, James King and Jane Bentley voted in favor of the motion.

Judith Bell and John Shekarchi were not seated and Alex Finkelman was absent.

### ADJOURNMENT

A motion was made and seconded to adjourn at 9:05 p.m.  
The motion carried unanimously.



**Town of Jamestown  
Tax Assessor**

**93 Narragansett Avenue  
Jamestown, RI 02835**

**Phone: 401-423-9802  
Email: [cbrochu@jamestownri.net](mailto:cbrochu@jamestownri.net)**

To: COUNCIL PRESIDENT BEYE, JAMESTOWN TOWN COUNCIL

From: CHRISTINE BROCHU, JAMESTOWN TAX ASSESSOR

Subject: ABATEMENT OF TAXES FOR THE **MARCH 7, 2022** MEETING

Please see the attached.

RESPECTFULLY SUBMITTED,

*Christine Brochu*

CHRISTINE BROCHU  
TAX ASSESSOR

BAA/COC Listing Report  
 Conditions: JAMESTOWN  
 TYPE: All  
 Reported Type: All  
 YEAR: 2011 TO 2021  
 DATE: 3/2/2022  
 District: [REDACTED]

YEAR	NAME/ADDRESS	COC INFO	ACCOUNT #	UNIQUE ID	LIST NUMBER	GROSS OLD	GROSS CHANGE	GROSS NEW	EXEMPT OLD	EXEMPT CHANGE	EXEMPT NEW	NET OLD	NET CHANGE	NET NEW	TAX OLD	TAX CHANGE	TAX NEW	SEWER OLD	SEWER CHANGE	SEWER NEW
2021	[REDACTED]	[REDACTED]	02-0096-11	9/337	162	1,060,300	-197,736	862,564	0	0	0	1,060,300	-197,736	862,564	8,779.28	-1,637.25	7,142.03	0.00	0.00	0.00
Accept	TOWN COUNCIL AGREEMENT 2/7/22																			
2021	[REDACTED]	18641R	06-0109-30	9/297	1060	3,359,400	-244,539	3,114,861	0	0	0	3,359,400	-244,539	3,114,861	27,815.83	-2,024.78	25,791.05	0.00	0.00	0.00
Accept	TOWN COUNCIL AGREEMENT 2/7/22																			
2021	[REDACTED]	18642R	19-0546-30	10/115	2831	1,099,600	-261,092	838,508	0	0	0	1,099,600	-261,092	838,508	9,104.69	-2,161.84	6,942.85	0.00	0.00	0.00
Accept	TOWN COUNCIL AGREEMENT 2/7/22																			

Totals For - 2021 R

-703,367 -5,823.87

Total Inc's: 0.00  
 Total Dec's: -5,823.87

-703,367 -5,823.87

TOTAL # Of Accts 3

Grand Total Inc's: 0.00  
 Grand Total Dec's: -5,823.87



Town of Jamestown as an abutter.

Town property: Plat 9, Lots 252, 355, 356, & 595

**ZONING BOARD OF REVIEW MEETING**  
**Jamestown Town Hall**  
***Rosamond A. Tefft Council Chambers***  
***93 Narragansett Avenue***

ANTICIPATED REMOTE MEETING: It is anticipated that this meeting will be conducted remotely in Zoom webinar format pursuant to executive Order No. 22-01 executed by Gov. Daniel J. McKee on January 6, 2022 and extended pursuant to executive Order No. 22-17 executed on February 14, 2022 and extended pursuant to executive Order No. 22-20 executed on February 18, 2022. This remote meeting will only occur if the executive order is further extended.

POTENTIAL FOR IN-PERSON MEETING: If executive order No. 22-01, No. 22-17, and No. 22-20 is not extended, and if no other legal authorization occurs prior to the meeting date, the Zoning Board will conduct an in-person meeting.

The public is invited to observe and participate in the deliberations of this meeting, in person @ Town Hall. (Mask Required)

Please contact Bill Moore (401-423-9803) or Pat Westall (401-423-7221) for updated information as to meeting format and location.

**REMOTE MEETING ACCESS:**

The public is invited to observe and participate in the deliberations of this meeting by accessing the meeting link set forth herein. For those without access to video observation platforms, you may also call in to listen and participate in the deliberations of this meeting by using the call-in phone number provided herein. To participate during Public Hearing or Public Input you will press \*9 to raise your hand.

**JOIN VIA PHONE: 1(646) – 876-9923 or 1(301) -715- 8592**

**WHEN PROMPTED, ENTER MEETING ID: 86280330234**

**PRESS # AGAIN TO JOIN THE MEETING**

**JOIN VIA COMPUTER OR MOBILE APP: MEETING ID:**

<https://us06web.zoom.us/j/86280330234>

**THIS MEETING WILL BE LIVE STREAMED: To view this meeting with no interaction:**

<http://158.123.195.41/OTRMedia/Town2020/Others2020/StreamPrimJtown.html>

Application of TPG Marinas Conanicut, LLC, whose property is located at 1 and 3 Ferry Wharf Unit D and E. and further identified as Tax Assessor's Plat 9, Lot 791 (D) and (E) for a Modification to a Special Use Permit granted under Article 6, Special Use Permits and Variances, Section 600 and 602. This application is made pursuant to the provisions of section 82-302, Table 3-1, Permitted Uses of the zoning ordinance. The Applicant seeks to make interior modifications to the property and is requesting modifications to the service and operational hours, entertainment and service conditions from the approval granted September 25, 2013. Said property is located in a CD zone and contains 12,060 square feet.

BY ORDER OF THE ZONING BOARD OF REVIEW

RICHARD BOREN, CHAIRMAN

WILLIAM MOORE, ZONING OFFICER

**PLEASE NOTE: All Correspondence you wish the Board to consider on any of the above matters must be received by the Zoning Office no later than March 10, 2022. Email to [pwestall@jamestownri.net](mailto:pwestall@jamestownri.net) or via drop box located on the West Street side entrance of Town Hall, or by regular mail 93 Narragansett Avenue, Jamestown, RI 02835.**



## TOWN OF JAMESTOWN

93 Narragansett Avenue, Jamestown RI, 02835  
William L Moore, Building Official & Zoning Enforcement Officer  
401-423-9803, wmoore@jamestownri.net

### Memorandum

Date: 3/4/2022

Property location: 1, 3 Ferry Wharf, Assessors Plat 9, Lots 791D,E


Subject: Jamestown Zoning Board Hearing Notice

Dear Honorable Town Council

The new owners of 1 & 3 Ferry Wharf, TPG Marinas Conanicut LLC, have applied to the Zoning Board to make changes to a previously issued Special Permit.

I have included my memo to the Zoning Board together with the backup information to help explain the application. I am sure TPG, will be applying to the Alcohol Licensing board shortly.

Sincerely,

  
William L Moore, Jamestown Building Official, Zoning Enforcement Officer



## TOWN OF JAMESTOWN

93 Narragansett Avenue, Jamestown RI, 02835  
William L Moore, Building official & Zoning Enforcement Officer  
401-423-9803, wmoore@jamestownri.net

### Zoning Memorandum

**Date:** 3/4/2022

**From:** William L Moore, Jamestown Zoning Enforcement Officer

**Subject** March 22, 2022 Agenda items TPG Marinas Conanicut LLC Application 1,3 Ferry Wharf

Dear Zoning Board Members,

The application before you, is for a modification of a previously approved Special Permit in 2013, book 812 page 82. The renovations proposed for units D, E, which I believe need your approval, are to move the existing ice cream service window into the adjacent unit, and to create an outdoor bar in the rear sunroom. The findings of facts #7 and #8 respectively, specifically are the changes. Hours of operation, and entertainment may be discussed also by the applicant.

The applicant already has CRMC approval for dock and pile repairs to the building. They are also currently renovating the inside of the Restaurant and Marina restrooms together with adding an Accessible restroom to the Restaurant side.

I have included herein copies of Zoning Certificates and Zoning approvals of both units Plat 9 Lot 791 D, E.



# TOWN OF JAMESTOWN

93 Narragansett Avenue, Jamestown RI, 02835  
William L Moore, Building & Zoning Official  
401-423-9803, wmoore@jamestownri.net

## ZONING CERTIFICATE

Date: 3/4/2022

**Subject Property location:** 3 Ferry Wharf, Assessor plat, 9 Lot, 791 D

**Owner:** TPG Marinas Conanicut LLC

**Zoning District:** Commercial Downtown, Lot size 5,000 sq ft, Downtown Special Development District Overlay

**Existing Lot size:** 8606 square feet +-

**Setbacks for principal:** Front-0'-12', side 0', rear 12', **Setbacks Accessory:**

**Current Use:** Restaurant, Café, (A-2)

**SEWER/SEPTIC:** Connected Jamestown Sewer

**WATER SUPPLY:** Connected Jamestown Water

**Flood Zone:** Yes VE 13 **CRMC:** Subject Property is completely in CRMC jurisdiction.

**Remarks:** The Subject Property lot size, is conforming in size to Jamestown Zoning ordinance.

1. See attached Jamestown Zoning Board of review decision 3 Parking spaces,
2. The Marina and boat slip seaward of the Subject property, share a restroom and shower facilities with plat 9-791(D) and plat 9-791(E), located at 9-791(E).

William L Moore, CBO

Jamestown Building Official and Zoning Enforcement Officer



ZONING BOARD OF REVIEW Doc# 00046223  
Bk# 812 Ps# 82  
**Town of Jamestown**

93 Narragansett Avenue  
401-423-7200

Jamestown, Rhode Island  
02835-1199

September 25, 2013

Lucky Ridge, LLC  
c/o John A. Murphy, Esq.  
77 Narragansett Ave.  
Jamestown, RI 02835

Dear Mr. Murphy,

The following is the decision on your Petition heard by the Town of Jamestown Zoning Board of Review on September 24, 2013.

After testimony was completed at the public hearing for which due notice was given and a record kept, the Town of Jamestown Zoning Board of Review, after taking into consideration all of the testimony and exhibits at the public hearing, makes the following determination:

A motion was made by Richard Boren and seconded by Joseph Logan to grant the request of Regnum, LLC (owner) and Lucky Ridge, LLC, doing business as Spinnakers (tenant), whose property is located at 3 Ferry Wharf, and further identified as Assessor's Plat 9, Lot 791(D) for a special use permit as required by Table 3-1 of Section 82-302, to allow the existing restaurant to offer beer and wine service to its customers. The applicant also seeks a dimensional variance from Art. 12, Sec. 82-1203, Minimum off-street parking requirements. 9 spaces are required, and 3 are provided.

Regarding this request, this Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTION 600

Regarding the request for a Variance, this Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTION 606, PARAGRAPHS 1 through 4, and SECTION 607, PARAGRAPH 2.

Doc# 00046223

Regarding the request for a Special Use Permit, this Board has determined that this application does satisfy the requirements of ARTICLE 6, SECTION 602. 83

This Variance is granted with the following restriction(s):

1. Service of alcohol shall be prohibited at the outdoor seating at the front of the building.
2. If a beer and wine license is issued, any further BYOB arrangement is prohibited.
3. If a beer or wine license is issued the alcohol service shall terminate by 10:00 p.m. and there shall be no music entertainment.
4. The outdoor area where consumption of alcohol is permitted will be clearly defined, marked, and strictly enforced.
5. Patrons shall be requested, if possible, to exit through the restaurant.
6. A railing shall be installed by Conanicut Marine as it meets the south boardwalk where the Spinnaker counter and stools are located.
7. Reasonably beyond, but within a short distance from the table and chairs on the boardwalk, there shall be installed a wooden narrowing of the passage way to differentiate and delineate the restaurant boundaries.

This project must be constructed in strict accordance with the site and building plans duly approved by this Board.

This motion is based on the following findings of fact:

1. Said property is located in a CD zone and contains 9940 sq. ft.
2. The restaurant has seating for 68 patrons, 30 of which are inside, including the sunroom, and the balance are on the back deck and boardwalk, and front sidewalk.
3. The building occupies more the 50% of the lot.
4. Sec. 82-120B requires 1 space for 8 seats, i.e. 9 spaces.
5. There are 3 spaces directly in front of the condo complex.
6. There are additional parking spaces on Conanicut and Ferry Wharf.
7. There will be no change to the interior of the premises.

Doc# 00046223  
Bk# 812 Pg# 84

8. There will be no bar, but service will be from behind the counter.
9. Two people spoke in favor and one in general opposition to the town parking.

The motion carried by a vote of 4 - 1.

Thomas Ginnerty, Richard Boren, Joseph Logan, and Dean Wagner voted in favor of the motion.

David Nardolillo voted against the motion.

Richard Cribb, Richard Allphin and Judith Bell were not seated.

This special use permit and variance shall expire one year from the date of granting unless the applicant exercises the permission granted.

Very truly yours,



Thomas Ginnerty, Chairman  
Jamestown Zoning Board of Review  
TG/pw

RECEIVED FOR RECORD  
Nov 20, 2013 09:23A  
JAMESTOWN TOWN CLERK  
CHERYL A. FERNSTROM, CMC





# TOWN OF JAMESTOWN

93 Narragansett Avenue, Jamestown RI, 02835  
William L Moore, Building & Zoning Official  
401-423-9803, wmoore@jamestownri.net

## ZONING CERTIFICATE

**Date:** 3/4/2022

**Subject Property location:** 1 Ferry Wharf, Assessor plat, 9 Lot, 791 E

**Owner:** TPG Marinas Conanicut LLC

**Zoning District:** Commercial Downtown, Lot size 5,000 sq ft, Downtown Special Development District Overlay

**Existing Lot size:** 8606 square feet +-

**Setbacks for principal:** Front-0'-12', side 0', rear 12', **Setbacks Accessory:**

**Current Use:** Business Office, Restroom

**SEWER/SEPTIC:** Connected Jamestown Sewer

**WATER SUPPLY:** Connected Jamestown Water

**Flood Zone:** Yes VE 13 **CRMC:** Subject Property is completely in CRMC jurisdiction.

**Remarks:** The Subject Property lot size, is conforming in size to Jamestown Zoning ordinance.

1. See attached Jamestown Zoning Board of review decision
2. The Marina and boat slip seaward of the Subject property, share a restroom and shower facilities with plat 9-791(D) and plat 9-791(E), located at 9-791(E).
3. The Subject parcel together with parcel plat 8-278 are complicated to track approvals and permissions. The Town of Jamestown owns parcels, 8-171, 8-183, 8-377, 9-355, 9-356, 9-595, these are parcels of land adjacent to the Subject property and also used in connection with plat 8-278. All uses approved and permitted for the Subject property and any other parcels owned by the Subject property owners, together with their corporations and LLC's in the President's or controlling partners capacity, are all subject to the terms and conditions of any lease/ contracts/ memorandum of understanding with the Town of Jamestown's properties.

William L Moore, CBO

Jamestown Building Official and Zoning Enforcement Officer



# Town of Jamestown

RHODE ISLAND  
02835

TOWN CLERK  
(401) 423.0200

April 14, 1987

WILLIAM S. MUNGER  
MARILYN A. MUNGER  
102 Cole Street  
Jamestown, RI 02835

Dear Mr. and Mrs. Munger:

At a meeting of the Jamestown Zoning Board of Review held on March 24, 1987, the following vote was passed, to wit:

THAT the Board grant your request (property located at 1 Ferry Wharf, and further identified as Tax Assessor's Plat 9, Lot 791, Condominium Unit E) for a Variance from the Zoning Ordinance, Article VIII, Section 801, Paragraph 5 (Minimum Off-Street Parking Requirements) to convert 440 square feet of existing storage area to office space without providing additional parking. This relief is granted in accordance with Article VI, Section 610 in that:

- a) conditions exist which are peculiar to the site, and
- b) the unnecessary hardship has not been caused by the applicant.

This approval passed by a unanimous vote.

Sincerely,

Theresa C. Donovan  
Deputy Town Clerk

xc: Building Inspector

**Town of  
Jamestown, Rhode Island**

---

PO Box 377  
Jamestown, RI 02835- 1509  
Phone: (401) 423-7220  
Fax: (401) 423-7229



**Date:** March 1, 2022

**To:** Jamie Hainsworth  
Town Administrator

**From:** Michael Gray  
Public Works Director

**RE:** National Grid Pole Petitions  
North Main Road

---

I submitted a request to move two guy poles and wires located on North Main Road due to a conflict with the proposed shared use path construction. NGRID has submitted two pole petitions in response to this request, Pole #136 at the intersection of Sloop Street and the second for Pole #109-84 across from 747 North Main Road. I have reviewed the request from National Grid and recommend that the Town Council approve both pole petitions.



February 17, 2022

Town of Jamestown  
Town Clerk  
95 Narragansett Ave  
Jamestown, RI 02835

To Whom It May Concern:  
Enclosed please find a Joint Pole Petition, covering joint NATIONAL GRID-VERIZON NEW ENGLAND INC. pole locations.

If this petition meets with your approval, please sign and forward to:  
Wendy Paluch at 280 Melrose Street – 3<sup>rd</sup> Floor, Providence, RI 02907

If you have any questions regarding this permit, please contact Ms. Paluch:  
[wendy.paluch@nationalgrid.com](mailto:wendy.paluch@nationalgrid.com) / 401-784-4267

Respectfully yours,

  
Christopher Montalto  
Supervisor, Distribution Design

Enclosures



PETITION OF THE NATIONAL GRID FOR  
JOINT OR IDENTICAL POLE LOCATION

TO THE HONORABLE BOARD OF SELECTMEN  
OF JAMESTOWN, RHODE ISLAND

**THE NATIONAL GRID & VERIZON NEW ENGLAND INC.,**

Respectfully asks permission to locate and maintain poles, wires and fixtures, including the necessary sustain and protecting fixtures to be owned and used in common by you petitioner along and across the following public ways:

**North Main Rd**

**Relocate Pole 109-84 10' back (East) away from road due to town request**

Wherefore your petitioners pray that they be granted joint of identical location for existing poles and permission to erect and maintain poles and wires together with such sustaining and protecting fixtures as they may find necessary, said poles erected or to erected substantially in accordance with the plan filed herewith marked:

**WR#30533371**

**Dated 2/3/2022**

Your petitioner agrees to reserve or provide space for one cross arm at a suitable point on each of said poles for the fire, police, telephone signal wires belonging to the municipality and used by it exclusively for municipal purposes.

**THE NATIONAL GRID**

BY: Christopher Matalto

VERIZON NEW ENGLAND INC.

BY  
ORDER

Daryl Crossman  
2/17/22

The foregoing petition been read, it was voted that the consent at the

\_\_\_\_\_

For the use of public ways named for the purposes stated in said petition be and it hereby is granted-----  
work to be done subject to the supervision of

A true copy of the vote at the \_\_\_\_\_

Adopted \_\_\_\_\_ and recorded in Records Book# \_\_\_\_\_ Page \_\_\_\_\_

\_\_\_\_\_  
Clerk



**THE NARRAGANSETT ELECTRIC COMPANY AND VERIZON**

PLAN TO ACCOMPANY PETITION DATED: 2/3/2022

TO THE: Town OF: JAMESTOWN FOR: PL 109-84 NORTH MAIN RD


POLE LOCATION ON: 747 NORTH MAIN RD JAMESTOWN, RI 02835


DATE OF PLAN: 2/3/2022 PLAN# 30533371

DESCRIPTION OF WORK: RELOCATE POLE 109-84 10' BACK(EAST) AWAY FROM ROAD  
DUE TO TOWN REQUEST

DATE OF EXISTING GRANT: MAP#

**SYMBOL KEY**

0 Existing Pole Location 

0 Proposed New Pole Location 



February 17, 2022

Town of Jamestown  
Town Clerk  
95 Narragansett Ave  
Jamestown, RI 02835

To Whom It May Concern:

Enclosed please find a Joint Pole Petition, covering joint NATIONAL GRID-VERIZON NEW ENGLAND INC. pole locations.

If this petition meets with your approval, please sign and forward to:  
Wendy Paluch at 280 Melrose Street – 3<sup>rd</sup> Floor, Providence, RI 02907

If you have any questions regarding this permit, please contact Ms. Paluch:  
[wendy.paluch@nationalgrid.com](mailto:wendy.paluch@nationalgrid.com) / 401-784-4267

Respectfully yours,

  
Christopher Montalto  
Supervisor, Distribution Design

Enclosures



PETITION OF THE NATIONAL GRID FOR  
JOINT OR IDENTICAL POLE LOCATION

TO THE HONORABLE BOARD OF SELECTMEN  
OF JAMESTOWN, RHODE ISLAND

**THE NATIONAL GRID & VERIZON NEW ENGLAND INC.,**

Respectfully asks permission to locate and maintain poles, wires and fixtures, including the necessary sustain and protecting fixtures to be owned and used in common by you petitioner along and across the following public ways:

**North Main Rd**

**Relocate Pole 136-84 10' back (East) away from road due to town request and replace pole 136 due to age and condition**

Wherefore your petitioners pray that they be granted joint of identical location for existing poles and permission to erect and maintain poles and wires together with such sustaining and protecting fixtures as they may find necessary, said poles erected or to erected substantially in accordance with the plan filed herewith marked:

**WR#30533369**

**Dated 2/3/2022**

Your petitioner agrees to reserve or provide space for one cross arm at a suitable point on each of said poles for the fire, police, telephone signal wires belonging to the municipality and used by it exclusively for municipal purposes.

**THE NATIONAL GRID**

BY: *Christopher Mattalio*

VERIZON NEW ENGLAND INC.

BY *Daryl Cusumano*  
ORDER \_\_\_\_\_ 2/7/22

The foregoing petition been read, it was voted that the consent at the

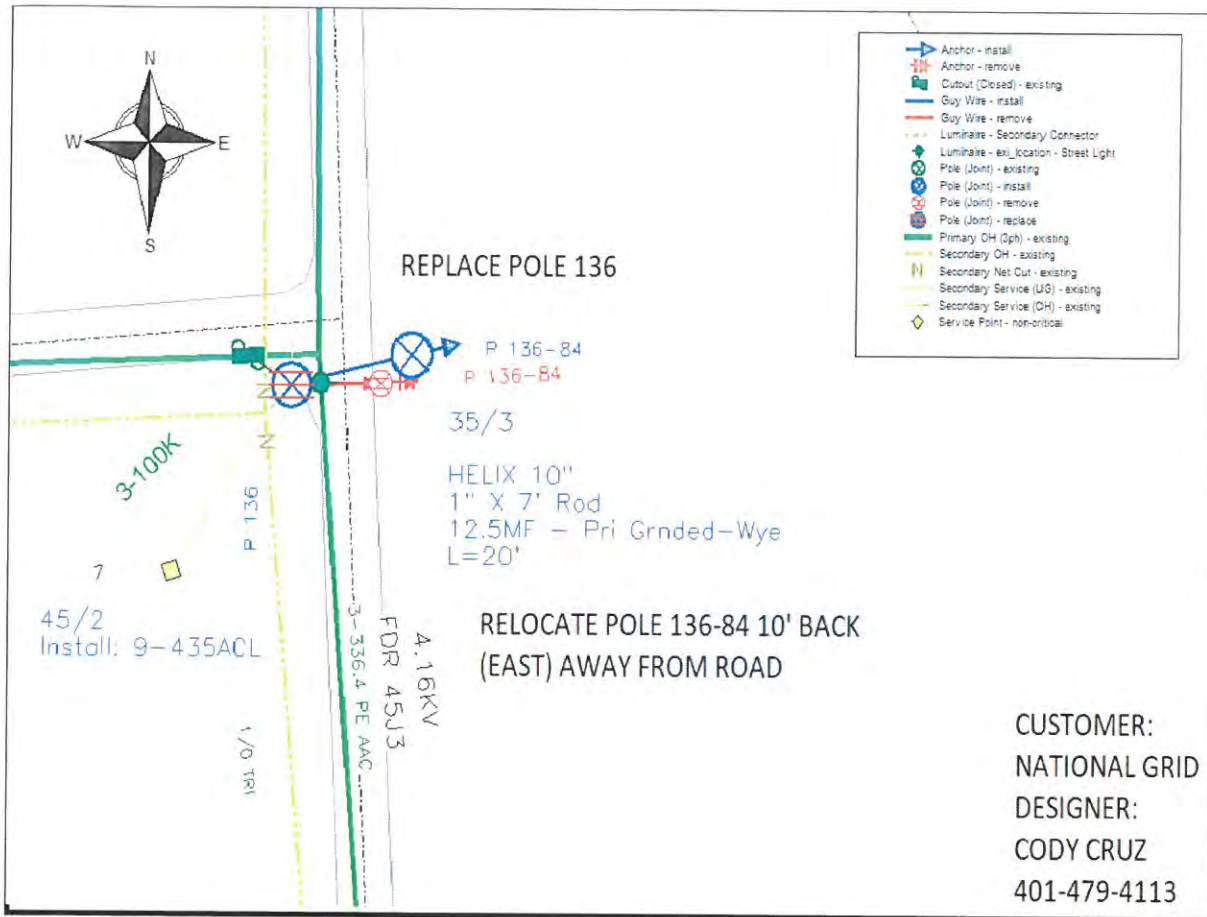
\_\_\_\_\_

For the use of public ways named for the purposes stated in said petition be and it hereby is granted-----  
work to be done subject to the supervision of

A true copy of the vote at the \_\_\_\_\_

Adopted \_\_\_\_\_ and recorded in Records Book# \_\_\_\_\_ Page \_\_\_\_\_





**THE NARRAGANSETT ELECTRIC COMPANY AND VERIZON**

PLAN TO ACCOMPANY PETITION DATED: 2/3/2022

TO THE: Town OF: JAMESTOWN FOR: PL 136 NORTH MAIN RD

POLE LOCATION ON: 929 NORTH MAIN RD JAMESTOWN, RI 02835

DATE OF PLAN: 2/3/2022 PLAN# 30533369

DESCRIPTION OF WORK: RELOCATE POLE 136-84 10' BACK(EAST) AWAY FROM ROAD  
DUE TO TOWN REQUEST AND REPLACE POLE 136 DUE TO AGE AND CONDITION

DATE OF EXISTING GRANT: MAP#

**SYMBOL KEY**

0 Existing Pole Location

0 Proposed New Pole Location



For insertion on April 7 and 14, 2022

**Attention Jamestown Residents  
Committee Volunteers Needed**

Term Ending Date

**Affordable Housing** (2) Members

5/31/2025

Members shall sit as a review committee for proposed Housing Trust Fund Projects and conduct studies and analyses of the current housing conditions in Jamestown, to be used as part of the Comprehensive Plan

**Fire Department Compensation**

(1) Citizen-At-Large

5/31/2025

In accordance with Section 4 of an ordinance providing tax relief for the members of the Jamestown Volunteer Fire Department, it shall be the duty of said committee to make annual recommendations to the Tax Assessor regarding the eligibility for an exemption hereunder of each member. Pursuant thereto, said committee shall promulgate rules and regulations for the maintenance and safekeeping of such attendance records as they are reasonably calculated to provide suitable evidence of eligibility hereunder.

**Tax Assessment Board of Review** (1) Member

5/31/2024

The Board of Assessment Review shall hear and consider the appeal of any property owner concerning the amount of the assessed valuation as determined by the Assessor. The Board shall keep an accurate record of its proceedings which shall be available for public inspection. If it shall appear that the valuation of any property has been erroneous or incorrect, the Board shall have the authority to order a correction. Such determination shall be certified by the Board to the Tax Assessor whose duty it shall be to make such corrections in the valuation as the Board may determine. If the tax roll has been certified by the Tax Assessor, the Tax Assessor shall transmit the findings of the Board to the Town Council, which may cancel in whole or in part the tax based on such valuation in order to effect a correction. The Town Council shall provide by ordinance for the organization and procedure of the Board of Assessment Review and for the management of receiving, considering, and disposing of appeals. The taking of an appeal to the Board of Assessment Review of any action thereon shall not be construed to limit or restrict the right of any taxpayer to apply to a court of completed jurisdiction for relief from any assessed valuation or tax.

Any resident who is a qualified elector in the Town of Jamestown and is interested in serving should contact the Town Clerk by submitting an application and resume. Applications can be found on the internet at [www.jamestownri.gov](http://www.jamestownri.gov) or at the Jamestown Library, 26 North Road, and the Town Clerk's Office at 93 Narragansett Avenue. Persons who have submitted letters in the past are encouraged to do so again. **Please forward all applications to the Town Clerk prior to April 22, 2022.**



**Karen Montoya**

---

**From:** Susan Jamison <[sjamisondesign@gmail.com](mailto:sjamisondesign@gmail.com)>  
**Sent:** Monday, February 28, 2022 11:47 AM  
**To:** Karen Montoya  
**Subject:** Withdrawing my name for consideration by the Board of Canvassers

Hi Karen,

I am withdrawing my name for consideration for the Board of Canvassers. I won't be able to commit that amount of time with the work that I do, unfortunately. I think I would love to do it, but in ten years when I retire!

Thank you,  
Susan Jamison

--

**Susan Jamison**

Graphic Design and Marketing

[Conanicut Marine Services Inc.](#) | [Coastal Queen Cruises, Charters and Tours](#) | [Jamestown Newport Ferry](#) | [Conanicut Marine Gift Shop](#)  
(401) 575-3153 | [sjamisondesign@gmail.com](mailto:sjamisondesign@gmail.com)



*I am at my "CMS desk" Monday through Wednesday. I will follow-up with end of week emails on the following Monday. Thank you!*





CITY OF NEWPORT  
OFFICE OF THE MAYOR

Jeanne Marie Napolitano  
*Mayor*

February 28, 2022

Council President Nancy Beye  
Jamestown Town Hall  
P.O. Box 377  
Jamestown, RI 02835-1199

Dear Council President Beye,

On Saturday, March 12, 2022, Newport will celebrate its 66<sup>th</sup> Annual Saint Patrick's Day Parade, and we would be honored if you would participate in the festivities. Due to an abundance of caution regarding COVID, this invitation is extended to the representative of the organization addressed in this letter.

Mark your calendar and join us to celebrate on March 12:

**66<sup>th</sup> ANNUAL ST. PATRICK'S DAY PARADE  
SATURDAY, MARCH 12, 2022**

9:00 a.m. - Mass at St. Joseph's Church - Corner of Broadway and Mann Ave.

10:00 a.m. - Gather on steps of City Hall for announcement of parade Grand Marshals - 43  
Broadway

11:00 a.m. Prompt Step-Off of Parade from City Hall - 43 Broadway

The excitement of Irish Heritage Month and the St. Patrick's Day Parade are events we wish to enjoy safely with our fellow Rhode Islanders.

Sincerely,

Jeanne-Marie Napolitano  
Mayor

JMN/sc  
RSVP Wednesday March 9, 2022  
[scrichton@cityofnewport.com](mailto:scrichton@cityofnewport.com)

RECEIVED:  
MAR 03, 2022 09:53 AM  
Roberta J. Fagan  
TOWN OF JAMESTOWN Town Clerk





22 R 18

# City of Woonsocket Rhode Island



February 21, A.D. 2022

## Resolution


**IN OPPOSITION OF HOUSE BILL 2022--H 6638 ENTITLED,  
"AN ACT RELATING TO TOWNS AND CITIES - ZONING ORDINANCES"  
INTRODUCED BY REPRESENTATIVES HENRIES, MORALES, AND ALZATE**

- WHEREAS,** The City of Woonsocket's Mayor and City Council are in opposition to House Bill 2022-H 6638 (hereafter "Bill"), which would prohibit single-family residential zoning in municipalities with populations of over twenty-thousand (20,000), thus further increasing density in already densely populated communities, and mandate that those municipalities adopt zoning regulations for "middle housing," in single-family residential zones; and (see copy of House Bill 2022--H 6638 attached as Exhibit "A")
- WHEREAS,** The stated purpose of the Bill is to expand the supply of affordable housing in urban areas, reduce homelessness, and reduce the use of automobiles; and
- WHEREAS,** The Bill mandates that the state building standards committee develop a model middle housing ordinance no later than December 31, 2022, and further requires that local governing bodies must amend their comprehensive plan no later than June 30, 2023, to provide zoning for "middle housing" in single-family zoned areas; and
- WHEREAS,** If a local governing body fails to amend its comprehensive plan by June 30, 2023, the city or town must apply the model middle housing ordinance adopted by the state building standards committee; and

**WHEREAS,** The Bill would usurp the traditional zoning power of cities and towns to comprehensively regulate, on a local level, the land use in their communities and would overtax local communities' availability to provide adequate public safety measures and other necessary municipal services.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WOONSOCKET, RHODE ISLAND, AS FOLLOWS:**

- Section 1.** The Woonsocket City Council, with the support and concurrence of the City's Mayor, opposes the Bill.
- Section 2.** The Woonsocket City Council urges the Rhode Island House of Representatives not to pass the Bill.
- Section 3.** This Resolution shall take effect immediately upon passage by the Woonsocket City Council.

  
\_\_\_\_\_  
Daniel M. Gendron  
City Council President  
By Request of the Administration

IN CITY COUNCIL February 21, 2022 - Read by title and passed unanimously.

# TOWN OF BURRILLVILLE

Office of Town Clerk  
Email:  
[townclerk@burrillville.org](mailto:townclerk@burrillville.org)



Phone: 401-568-4300, ext. 133  
Fax: 401-568-0490  
RI Relay 1-800-745-5555 (TTY)

## RESOLUTION OF THE TOWN OF BURRILLVILLE OPPOSITION TO RHODE ISLAND 2022 HB 6638 AND SB 2340 ZONING ORDINANCES – PROHIBITS SINGLE-FAMILY RESIDENTIAL ZONING IN MUNICIPALITIES WITH POPULATIONS OVER TWENTY THOUSAND

- WHEREAS, the Town of Burrillville has very effective Planning and Zoning Boards who have significantly contributed to the Town of Burrillville being one of very few municipalities achieving the 10% low and moderate income housing goal; and
- WHEREAS, House Bill 6638 and Senate Bill 2340 preempts comprehensive plans and planning, and usurps local zoning control and decisions, under the flawed charade of solving an affordable housing problem; and
- WHEREAS, forced “middle housing” zoning in single family residential zones disrespects the rightful governance and authority of cities and towns over their own jurisdiction; and
- WHEREAS, a threshold of 20,000 population is absurd; it encompasses many non-urban communities; and
- WHEREAS, Federal and State legislators should focus and prioritize their efforts on issues beyond the reach of local municipal governance such as lowering the cost of living and tax burdens; improving the safety, security and quality of life for the citizenry; developing sustainable housing infrastructure; and promoting small business economic development in the state’s urban communities.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Burrillville strongly opposes House Bill 6638 and Senate Bill 2340 as it is plain and simple Rhode Island state government overreach and a blatant power grab.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to every Rhode Island municipality and Burrillville’s legislators requesting their support in opposition to this legislation.

Passed as a resolution of the Burrillville Town Council this 23<sup>rd</sup> day of February, 2022.

*Donald A. Fox /wom*  
Donald A. Fox, President  
Burrillville Town Council

ATTEST: *Vicki G. Martin*  
Vicki Martin, Town Clerk

